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EIGHTEENTH REPORT
OF THE
Department of Public Records
AND
Archives of Ontario

BY
ALEXANDER FRASER, LL.D.

1929

PRINTED BY ORDER OF
THE LEGISLATIVE ASSEMBLY OF ONTARIO

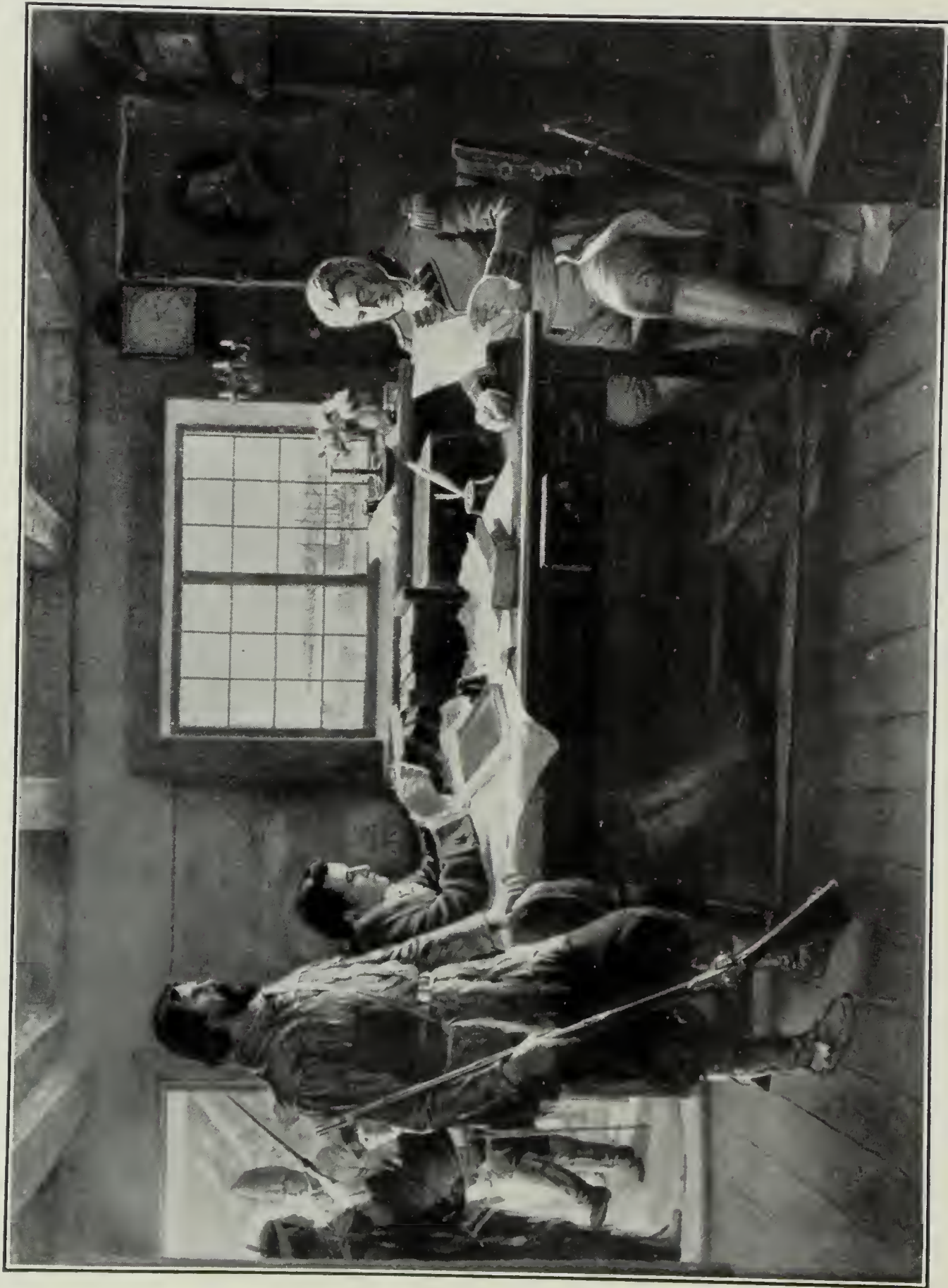


TORONTO:

Printed and Published by Herbert H. Ball, Printer to the King's Most Excellent Majesty
1930

REPORT OF THE DEPARTMENT OF PUBLIC RECORDS
AND ARCHIVES OF ONTARIO

1929



INTERIOR VIEW OF NAVY HALL, NEWARK. GOVERNOR SIMCOE, WILLIAM JARVIS, SECRETARY,
AND COURIER WITH DISPATCH FROM INDIAN TERRITORY

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SESSIONAL PAPER No. 26, 1930



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TO HIS HONOUR THE HONOURABLE WILLIAM D. ROSS, LL.D., ETC.,
Lieutenant-Governor of the Province of Ontario.

MAY IT PLEASE YOUR HONOUR:

I have the pleasure to present for the consideration of Your Honour the Report of the Department of Public Records and Archives of Ontario for the year 1929.

Respectfully submitted,

J. D. MONTEITH,
Treasurer of Ontario.

TORONTO, 1929.

THE HONOURABLE J. D. MONTEITH, M.D., M.P.P., ETC.,
Treasurer of Ontario.

SIR,—

I have the honour to submit to you the following Report in connection with the Department of Public Records and Archives of Ontario.

I have the honour to be, Sir,
Your obedient servant,

ALEXANDER FRASER,
Deputy Minister.

TORONTO, 31st December, 1929.

"The world is now aware that historians are to be doubted, that State Papers, even Acts of Parliament, may deceive—may be coined for the purpose of deceiving. But family documents, the private letters, the household accounts, the memoranda scratched in the leaf of an old almanac, reach us without suspicion, and carry conviction about things as important to happiness as wars and treaties."—Professor Cosmo Innes.

"——It is very difficult to compare human lives at different times and in different places. Yet without such comparisons, explicit or implicit, social history can teach us nothing."—G. G. Coulton.

PREFATORY

Following last year's Report in due sequence, this volume, the eighteenth in the series, contains, in the main, original documents concerning the peopling of the Province of Upper Canada in the epochal years from 1792 to 1796, covering the entire Administration of John Graves Simcoe, first Lieutenant Governor of the Province.

In 1791 the Province of Quebec was divided into Upper and Lower Canada, each Province having its own legislature and separate government.

Colonel Simcoe was detained at Quebec on account of the non-arrival of the appointed members of the Executive Council, without a quorum of which he could not be sworn in nor enter upon his official duties. It is a curious coincidence that on his departure from Canada in 1796 he was again delayed at Quebec for a considerable time owing to an unexpected interruption of his sailing arrangements.

In this enforced interval, Simcoe was engaged in planning the structure of government for the Province—the social and institutional life of which he was the inspirer and real founder; so that on his arrival at Kingston early in the month of July, 1792, he was ready, without delay, to take up the work of his office. The Executive Council was at once organized. The first members to be sworn in were William Osgoode and Peter Russell. The Council thus constituted tendered the oaths to His Excellency. The oaths administered at that time may be referred to in Appendix II.

Then began the daily meetings, the record of which bears testimony to the unceasing activity and to the thoroughness with which, to the minutest detail, the arduous duties of the Lieutenant Governor were discharged.

He began by reading to a meeting of the magistrates and principal inhabitants the Commission appointing Lord Dorchester Governor-in-Chief of Upper and Lower Canada¹, and the Commission appointing himself to be Lieutenant Governor of Upper Canada²; the foundation documents of these Provinces.

The personnel of the first Government, Legislative Council, and executive officials was as follows:—

Lieutenant Governor: John Graves Simcoe.

Secretary: Edward B. Littlehales.

Executive Council: William Osgoode, Chief Justice; William Robertson³, Alexander Grant, Peter Russell and James Baby.

Clerk: John Small, and E. B. Littlehales, pro tem.; James Clark.

Secretary and Registrar of the Province: William Jarvis.

Legislative Council: William Osgoode, C.J., James Baby, Richard Duncan, William Robertson³, Robert Hamilton, Richard Cartwright, Jun., John Munro, Alexander Grant, Peter Russell.

Clerk of the Crown, and Court of Common Pleas: David Burns.

Sheriffs: Richard Pollard, Alexander McDonell.

¹See Ontario Archives IV., pp. 161-169.

²See Appendix No. 1 to this volume.

³William Robertson had settled at Detroit in 1782 and was prominent in affairs. At the time of his appointment he was in England and did not return to Canada. Æneas Shaw was appointed in his place (p. 72).

Speaker of the House of Assembly: John McDonnell.

Clerk: Angus McDonell.

Surveyor-General of Lands: David William Smith.

Attorney-General: John White.

In addition to the Minutes of the Executive Council this Report contains a few documents of special interest. For instance, on pages 1-7 will be found the Royal Instructions given to Simcoe on his appointment, in which the functions of the Executive Council are set forth. These Instructions were not available when the State documents published in the Fourth Report of the Ontario Archives (1906) were being collected, and so far as is presently known to the writer they are published herein for the first time. The late Avern Pardoe, Parliamentary Librarian of Ontario, made a search for this document in 1906, with the assistance of the Dominion Archivist and the Under-Secretary of State.¹

The claim of the Reverend John Stuart to the exclusive right of granting marriage licenses, letters of administration, and probates of wills; under the authority of a Commission from the Bishop of Nova Scotia, throws a side-light on ecclesiastical relationships and jurisdiction. Of interest also are such records as those dealing with the authorization of local fairs, Indian claims to certain lands, the details of sundry public accounts, and tables of official fees, the personnel of the new local Land Boards, the establishment of a Supreme Court of Judicature for the Province, the Bill for which was prepared by Chief Justice Osgoode, a memorial for lots on which to build a Presbyterian Church and School House at Newark, various references to loyalist and military services of public as well as of genealogical value, and certain collects and prayers for the Lieutenant Governor and Legislature in Session prepared by the Bishop of Nova Scotia.

In the matter of settlement three periods are noticeable: that in which the Council at Quebec and the District Land Boards operated, the proceedings of which are given in last year's Report, the period of Simcoe's regime—distinct in itself, meriting careful study, and the period of the Administrations immediately following, noted for being rather less restrained in disposing of the virgin resources of the Province.

The official relationship between Dorchester and Simcoe, into which serious friction entered, is scarcely more than hinted at in these particular records; yet to anyone familiar with the correspondence, the diverse influences at work are even here significantly discernible. Simcoe held laboriously to his post until his request for leave of absence was granted, his characteristic diligence undiminished, though undoubtedly the state of his health demanded temporary relief, and most probably was the actual cause of his desire for a change of scene.

Simcoe's Commission of Appointment as Lieutenant Governor, his Proclamations regarding land settlement and creating of the first sixteen counties of Upper Canada; Dorchester's Proclamation forming the original districts; and a copy of early instructions to land surveyors, will be found among the Appendices.

From these records a vivid glimpse is obtained of the tortuous processes of settlement, and information essential to the historian and special investigator pursuing the work of historical research. Indebtedness is gratefully acknowledged to Dr. Doughty, Dominion Archivist, for his ever ready assistance; and for the correspondence relating to Simcoe's arrival at Quebec, to the Ontario Historical Society, in whose valuable volume of Simcoe Papers, edited by Brig.-General E. A. Cruickshank, these letters appear.

ALEXANDER FRASER.

¹Ont. Hist. Soc. Papers and Records, Vol. VII., pp. 10-11.

GRANTS OF CROWN LANDS, ETC., IN UPPER CANADA
1792-1796

The following documents are transcripts from the originals of the official Minutes of Council, chiefly concerning Crown Lands, Accounts, and other business transacted by the Executive Council of the Province of Upper Canada from 1792 to 1796.

Kingston, 8th July, 1792.

His Excellency, JOHN GRAVES SIMCOE, Esq., Lieutenant Governor of the Province of Upper Canada, Colonel Commanding the Forces in the said Province, &c, having appointed the Protestant Church as a suitable place for the reading and publishing of His Majesty's Commissions, he accordingly repaired thither attended by the Honourable WILLIAM OSGOODE, Chief Justice, the Honourable JAMES BABY and the Honourable PETER RUSSELL, together with the Magistrates and principal inhabitants, when the said Commission appointing His Excellency (GUY) LORD DORCHESTER, Captain General and Governor-in-Chief, &c, of Upper and Lower Canada, and also the Commission appointing the said JOHN GRAVES SIMCOE, Lieutenant Governor of the Province of Upper Canada, were solemnly read and published.

His Excellency then took the oaths mentioned in An Act of Parliament passed in the first year of His late Majesty King George, as altered and explained by an Act passed in the 6th year of the Reign of His present Majesty, and also made and subscribed the Declaration mentioned in an Act of Parliament made in the twenty-fifth year of the Reign of Charles II, for preventing the danger which may happen from Popish recusants. The oath for the due execution of his place and trust was administered to him by Hon. W. Osgoode, Chief Justice, and he took the oath required by an Act passed in the 7th and 8th years of the Reign of King William III, to be taken by Governors of Plantations to do their utmost that the laws relating to the plantations be duly observed.

Monday, 9th July, 1792.

At the Council Chamber, Kingston.

Present: His Excellency J. G. Simcoe, Lieutenant Governor, &c; The Honourables William Osgoode, Chief Justice; James Baby and Peter Russell.

The Honourables William Osgoode, Chief Justice, and Peter Russell took the Oaths of Allegiance, Supremacy and Abjuration, and subscribed the Test, and also took the oath for the due execution of their office as Executive Councillors.

Hon. James Baby took the oath specified in an Act passed in the 14th year of His present Majesty, and also the oath for the due execution of his office. And the said William Osgoode, Chief Justice; James Baby and Peter Russell were severally admitted of the Council and took their seats accordingly.

His Excellency having been pleased to nominate and appoint Edward Baker Littlehales, Esq., as Clerk of the Council, pro tempore, he took the usual oaths and subscribed the Test.

William Jarvis, Esq., Secretary and Registrar of the Province, took the usual oaths and subscribed the Test.

The Instructions to the Executive Council were read and ordered to be copied in the Minute Book, as follows:

1st. You are, with all due solemnity, before the members of the Executive Council, to cause our said Commission to be read and published, which being done, you shall then take, and also administer to each of the members of our said Executive Council, the oaths mentioned in an Act passed in the first year of His late Majesty King George I, Intituled an Act for the further security of His Majesty's Person and Government, and the succession of the Crown in the heirs of the late Princess Sophia, being Protestants, and for extinguishing the hopes of the pretended Prince of Wales and his open and secret abettors, as altered and explained by an Act passed in the 6th year of our Reign Intituled an Act for altering the Oath of Abjuration and the Assurance, and for amending so much of an Act of the seventh year of Her late Majesty Queen Anne Intituled an Act for the Improvement of the Union of the two Kingdoms, as after the time therein limited, which requires the delivery of certain lists therein mentioned to persons indicted for high treason and also to make and subscribe and cause the members of the said Executive Council to make and subscribe the Declaration mentioned in an Act of Parliament made in the 25th year of the Reign of King Charles II, Intituled an Act for preventing the danger which may happen from Popish recusants. And you and every one of them are likewise to take an oath, for the due execution of your and their places and trust with regard to your and their equal and impartial administration of justice; and you are also to take the oath required by an Act passed in the 7th and 8th years of the Reign of King William III to be taken by Governors of Plantations to do their utmost that the laws relating to the Plantations be duly observed.

You shall also administer, or cause to be administered, the oaths appointed in the aforesaid recited Acts, to all persons except as hereafter mentioned, that shall be appointed to hold, or exercise any office, place of trust, or profit in our said Province previous to their entering on the execution of the duties of such office and you shall also cause them to make and subscribe the Declaration mentioned in the aforesaid Act of the 25th year of the Reign of King Charles II. But in cases where any such office, place of trust or profit in our said Province of Upper Canada shall be conferred on any of our subjects who may profess the religion of the Church of Rome, you shall so often as any such person shall, or may be admitted into any such office, place of trust, or profit, administer or cause to be administered to him the oath prescribed in and by an Act of Parliament passed in the 14th year of our Reign Intituled an Act for making more effectual provision for the Province of Quebec in North America, and also the usual oath for the execution of such office, place of trust, or profit in lieu of all other tests and oaths whatsoever.

WHEREAS we have thought that there should be an Executive Council for assisting you, or our Lieutenant Governor, or person administering the Government of our said Province of Upper Canada for the time being; we do hereby by these presents nominate and appoint the undermentioned persons to be of the Executive Council of our said Province, viz: William Osgoode, William Robertson, James Baby, Alexander Grant and Peter Russell.

And whereas by an Ordinance passed in the Province of Quebec, the Governor and Council of the said Province were constituted a Court of Civil Jurisdiction for hearing and determining appeals in certain cases therein specified, and whereas by an Act passed in the present year of our reign, it is declared that the Governor, Lieutenant Governor, or person administering the Government of the said Province together with such Executive Council shall be a Court of Civil Jurisdiction within our said Province for hearing and determining appeals within the same in the like cases, and in the like manner and form and subject to such appeal

therefrom, as such appeals might have been before the passing of the above recited Act have been heard and determined by the Governor and Council of Quebec. In order therefore to carry the said Act into execution, our will and pleasure is that you do in all civil causes, on application being made to you for that purpose, permit and allow appeals from any of the courts of common law in our said Province unto you and the Executive Council of the Province of Upper Canada, in manner prescribed by the above mentioned Act, and you are for that purpose to issue a writ as nearly in the accustomed manner before the passing of the above-mentioned Act in respect of such appeals as the case will admit, returnable before yourself and the Executive Council of the Province of Upper Canada who are to proceed to hear and determine such appeal wherein such of the said Executive Council, as shall be at that time judges of the court from whence such appeal shall be so made to you, our Captain General, and to our said Executive Council as aforesaid, shall not be admitted to vote upon the said appeal but they may nevertheless be present at the hearing thereof, to give the reasons of the judgment given by them in the causes wherein such appeals shall be made, PROVIDED nevertheless that in all such appeals the sum, or value appealed for, do exceed the sum of three hundred pounds sterling and that security be first duly given by the appellant to answer such charges as shall be awarded in case the first sentence be affirmed and if either party shall not rest satisfied with the judgment of you and such Executive Council, as aforesaid, our will and pleasure is that they may then appeal unto us in our Privy Council, provided the sum or value so appealed for unto us, do exceed five hundred pounds sterling and that such appeal be made within fourteen days after sentence, and good security be given by the appellant that he will effectually prosecute the same, and answer the condemnation, as also pay such costs and damages as shall be awarded by us in case the sentence of you and the Executive Council be affirmed, provided nevertheless where the matter in question relates to the taking or demanding any duty payable to us or to any fee of office or annual rents or other such like matter, or thing, where the rights in future may be bound; in all such cases you and the said Executive Council are to admit an appeal to us in our Privy Council though the immediate sum or value appealed for be of a less value; and it is our further will and pleasure that in all cases whereby your Instructions you are to admit appeals unto us in our Privy Council, execution shall be suspended till the final determination of such appeal, unless good and sufficient security be given by the appellee to make ample restitution of all that the appellant shall have lost by means of such decree, or judgment, in case upon the determination of such appeal, such decree, or judgment should be reversed and restitution ordered to the appellant. You and our Executive Council are also to permit appeals unto us in our Privy Council in all cases of fines imposed for misdemeanors provided the fines so imposed amount to or exceed the sum of one hundred pounds sterling, the appellant first giving good security that he will effectually prosecute the same, and answer the condemnation, if the sentence by which such fine was imposed in your Government shall be confirmed.

And WHEREAS we are sensible that effectual care ought to be taken to oblige the members of our Executive Council to a due attendance, it is our will and pleasure in order to prevent the many inconveniences which may happen for want of a quorum of the council to transact business as occasion may require, that if any members of our said Executive Council residing in our said Province shall hereafter wilfully absent themselves from the Province, and continue absent above the space of six months together without leave from you first obtained under your hand and seal, or shall remain absent for the space of one

year without our leave given them under our royal signature, their places in the Executive Council shall immediately thereupon become void. And we do hereby will and require you, that this our royal pleasure be signified to the several members of our said Executive Council, and that it be entered in the Council Books of the said Province as a standing rule.

And to the end that our said Executive Council may be assisting you in all affairs relating to our service, you are to communicate to them, such and so many of these our instructions wherein their advice is mentioned to be requisite, and likewise all such others from time to time, as you shall find convenient for our service to be imparted to them.

You are also to permit the members of our said Executive Council to have and enjoy freedom of debate, and vote in all affairs of public concern which may be debated in the said Executive Council.

You are to give warrants under your hand for the issuing of public monies for all public services, and we do particularly require you to take care that regular accounts of all receipts of payments of public monies be duly kept, that the same from time to time be audited by our Executive Council, and that copies thereof attested by you be transmitted every half year or oftener if there should be occasion to our Commissioners of our Treasury or to our High Treasurer, for the time being, and duplicates thereof by the next conveyance, in which accounts shall be specified every particular sum raised or disposed of, to the end that we may take such measures as we may deem necessary for the examination of the said accounts, and that we may be satisfied of the right and due application of the revenues of our said Province of Upper Canada, and with the probability of the increase or diminution of it under every head and article thereof.

You are not to suspend any of the members of our said Executive Council, or to suspend or displace any of the judges, justices, sheriffs, or other officers, or ministers within our said Province of Upper Canada, without good and sufficient cause, and in case of such suspension, or removal, you are forthwith to transmit your reasons for the same to one of our Principal Secretaries of State.

You shall take care with the advice and assistance of our Executive Council that such prisons as may at any time be necessary be erected, and that the same already created be kept in such condition as effectually to secure the prisoners, which now are, or may hereafter be confined therein.

And WHEREAS nothing can more effectually tend to the speedy settling of our said Province of Upper Canada than the security of the property of our subjects, and the advancement of our revenue, than the disposal of such lands as are our property upon reasonable terms, and the establishing a regular and proper method of proceeding with respect to the passing of grants of such lands, it is therefore our will and pleasure, that all and every person, and persons who shall apply for any grant, or grants of lands shall previous to their obtaining the same make it appear that they are in a condition to cultivate and improve the same, and in case you shall upon consideration of the circumstances of the person, or persons applying for such grants think it advisable to pass the same, you are in such case to cause a warrant to be drawn up directed to the Surveyor General, or other officers, empowering him, or them, to make a faithful and exact survey of the lands so petitioned for and to return the said warrant within six months at farthest from the date thereof, with a plot or description of the lands so surveyed thereunto annexed, and when the warrant shall be so returned by the said surveyor or other proper officer the grant shall be made out in due form, and the terms and conditions required by these our Instructions be par-

ticularly and expressly mentioned therein. And it is our will and pleasure that the said grants shall be registered within six months from the date thereof in the Register's office and a docket thereof be also entered in our Auditor's office, copies of all which entries shall be returned regularly by the proper officer to our Commissioners of our Treasury.

And for the further encouragement of our subjects it is our will and pleasure that the lands to be granted by you as aforesaid shall be laid out in townships and that each inland township shall, as nearly as circumstances shall admit, consist of ten miles square, and such as shall be situated upon a navigable river, or water, shall have a front of nine miles, and be twelve miles in depth, and shall be sub-divided in such manner, as may be found most advisable for the accommodation of the settlers, and for making the several reservations for public uses, and particularly for the support of the protestant clergy agreeably to the above recited Act passed in the present year of our reign.

And WHEREAS great inconveniences have heretofore arisen in many of the Colonies in America from the granting of excessive quantities of land to particular persons who have never cultivated or settled the same, and have thereby prevented others, more industrious, from improving such lands, in order therefore to prevent the like inconveniences in future, it is our will and pleasure that you observe the following directions and regulations in all grants to be made by you as aforesaid, viz.:—

That no town lot shall be granted to any one person being master or mistress of a family in any township to be laid out as aforesaid, which shall contain more than one acre of land.

That no park lot shall be granted to any one person being master or mistress of a family in any township to be laid out which shall contain more than twenty-four acres.

That no farm lot shall be granted to any one person being master or mistress of a family in any township so to be laid out which shall contain more than two hundred acres.

It is our will and pleasure, and you are hereby allowed and permitted to grant unto every such person, or persons, such further quantity of lands as they may desire, not exceeding one thousand acres over and above what may have heretofore been granted to them, and in all grants of land to be made by you, as aforesaid, you are to take care that due regard be had to the quality and comparative value of the different parts of land comprised within any township, so that each grantee may have as nearly as may be a proportionable quantity of lands of such different quality and comparative value, as likewise that the breadth of each tract of land to be hereafter granted, be one-third of the length of such tract, and that the length of such tract do not extend along the banks of any river, but into the main land, that thereby the said grantees may have each a convenient share of what accommodation the said river may afford for navigation, or otherwise.

And as a further encouragement to our subjects who shall become settlers as aforesaid, it is our will and pleasure that the said townships, and the respective allotments within the same, together with the lands to be reserved as aforesaid, shall be run and laid out by our Surveyor General of Lands for the said Province, or some skilful person authorized by him for that purpose. That surveys together with the warrants and grants for the respective allotments shall be made out for, and delivered to, the several grantees free of any expense or fees whatsoever, other than such as may be payable to the different officers according

to the table of fees to be established upon grants of land made in the said Province.

And in order to prevent any person disaffected to us and our Government, from becoming settlers in our said Province of Upper Canada, it is our will and pleasure, that no warrants for surveying lands be granted by you, or the Lieutenant Governor, or person administering the government for the time being, unless the person, or persons applying for the same, do at the time of making such application, besides taking the usual oaths directed by law, also make and subscribe the following declaration, in your, or his, presence, or in the presence of such person, or persons, as shall by you, or him, be appointed for that purpose, viz.: I, A. B., do promise and declare, that I will maintain and defend to the utmost of my power, the authority of the King in his Parliament as the supreme Legislature of this Province.

WHEREAS the reserving such bodies of land within our Province of Upper Canada, where there are considerable growths of timber fit for the use of our Royal Navy is a matter of the utmost importance to our service, it is our will and pleasure that no grants whatever be made of lands within any district, or tract of our said Province of Upper Canada, until our Surveyor General of Woods, or his deputy lawfully appointed, shall have surveyed the same, and marked out as reservations to us, our heirs, and successors, such parts thereof as shall be found to contain any considerable growth of masting or other timber fit for the use of our Royal Navy, and more especially upon the rivers. And you are hereby instructed to direct our Surveyor General of Lands in our said Province from time to time with all due diligence to complete the surveys, and mark out the reservations as aforesaid, in the most convenient parts of our said Province, and you are from time to time to report the number, extent and situation of such reservations, and you are further to direct our Surveyor General not to certify any plots of land ordered and surveyed for any person, or persons, whatever, in order that grants may be made out for the same, until it shall appear to him by a certificate under the hand of our said Surveyor of Woods, or his deputy, that the land so to be granted is not part of or included in any district marked out as a reservation for us, our heirs, and successors as aforesaid, for the purpose hereinbefore mentioned; and in order to prevent any deceit or fraud from being committed by the persons applying for lands in this respect, it is our will and pleasure that in all grants to be hereafter made for lands, within our said Province of Upper Canada, the following proviso and exception be inserted, viz.: and provided also that no part of the parcel or tract of land, hereby granted to the said and his heirs, be within any reservation heretofore made, and marked for us, our heirs and successors by our Surveyor General of Woods, or his lawful deputy; in which case this, our grant for such part of the land hereby given and granted to the said and his heirs for ever as aforesaid, and which shall upon a survey thereof being made, be found within any such reservations, shall be null and void and of none effect, anything herein contained to the contrary notwithstanding.

And WHEREAS it is necessary that all persons who may be desirous of settling in our said Province, should be fully informed of the terms and conditions upon which lands will be granted within our said Province of Upper Canada, in manner prescribed in and by the said Act passed in the present year of our reign, you are therefore as soon as possible to cause a publication to be made by proclamation, or otherwise, as you in your discretion shall think most advisable of the said terms and conditions respecting the granting of lands; in which proclamation it

may be expedient to add some short description of the natural advantages of the soil and climate and its peculiar conveniences for trade and navigation.

And it is our further will and pleasure that all the foregoing Instructions to you, as well as any which you may hereafter receive, relative to the passing grants of lands in conformity to the said Act passed in the present year of our reign, be entered upon record for the information and satisfaction of all parties whatever, that may be concerned therein.

And WHEREAS it hath been represented unto us, that several parts of our Province of Upper Canada have been found to abound with coals, it is our will and pleasure that in all grants of land to be made by you, a clause be inserted reserving to us, our heirs and successors, all coals, and also mines of gold, silver, copper and tin, iron and lead which shall be discovered upon such lands.

If anything shall happen which may be of advantage or security to our Province under your Government which is not herein, or by your Commission provided for, we do hereby allow unto you, with the advice and consent of our said Executive Council, to take order for the present therein, provided nevertheless that what shall be done be not repugnant to the said Acts passed in the 14th and present year of our reign, giving unto us by one of our Principal Secretaries of State speedy notice thereof, that you may receive our ratifications, if we shall approve the same, provided always that you do not by colour of any power or authority hereby given you, commence or declare war without our knowledge, and particular commands therein, except it be for the purpose of preventing or repelling hostilities, or unavoidable emergencies, wherein the consent of our Executive Council shall be had, and speedy notice given thereof to us, by one of our Principal Secretaries of State.

And WHEREAS we have thought fit by our Commission to direct that in case of your death, or absence from our said Province, and in case there be at that time no person commissioned, or appointed by us, to be our Lieutenant Governor, the eldest Executive Councillor, who shall be at the time of your death, or absence, residing within our said Province of Upper Canada, subject to such other nomination and appointment by you under the Great Seal of our said Province, as in our said Commission is in that behalf mentioned, shall take upon him the administration of the government and execute our said Commission and Instructions and the several powers and authorities therein contained in the manner thereby directed. It is nevertheless our express will and pleasure that, in such case the said President shall forbear to assent to any Acts but what are immediately necessary for the welfare of our said Province, without our particular order for that purpose, and that he shall not take upon him to dissolve the Assembly then in being, nor to remove or suspend any of the members of our said Executive Council, or any judges, justices of the peace, or other officers, civil or military, without the advice and consent of the majority of the said Executive Council. And the said President is by the first opportunities to transmit to us by one of our Principal Secretaries of State the reasons for such alterations signed by him and our Council. And our will and pleasure is that the above Instruction with respect to such President shall also be equally observed by and binding upon such other Executive Councillor, as may be nominated and appointed by you under the Great Seal of our said Province by virtue of our said Commission in that behalf.

Resolved that a Proclamation be issued for the purpose of the continuation of offices and employments of judges, justices and all other civil officers in the Province.

Tuesday, 10th July, 1792.

At the Council Chamber, Kingston.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; Honourables William Osgoode, Chief Justice; James Baby and Peter Russell.

The several Militia Returns having been laid before the Council, by order of His Excellency, and the deputy surveyors for the different districts attending, the Council proceeded to divide the Province into counties, in order to establish as equal a representation as possible and as the nature of circumstances would permit.

Wednesday, 11th July, 1792.

At the Council Chamber, Kingston.

Present: His Excellency, J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; James Baby and Peter Russell.

The Hon. Alexander Grant made his appearance and the necessary oaths being administered to him, he was admitted a member of His Majesty's Executive Council of this Province and took his seat.

The Council resumed the business of the division of the Province into counties, and proceeded therein.

Thursday, 12th July, 1792.

At the Council Chamber, Kingston.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; James Baby, Alexander Grant and Peter Russell.

The Council continued the business of the division of the Province into counties, and proceeded therein.

Friday, 13th July, 1792.

At the Council Chamber, Kingston.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; James Baby, Alexander Grant and Peter Russell.

The Council continued the business of the division of the Province into counties and proceeded therein.

Saturday, 14th July, 1792.

At the Council Chamber, Kingston.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; James Baby, Alexander Grant and Peter Russell.

The Council continued the business of the division of the Province into counties, and proceeded therein.

Sunday, 15th July, 1792.

At the Council Chamber, Kingston.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; James Baby, Alexander Grant and Peter Russell.

The Council proceeded in, and concluded the business of the division of the Province into counties, and His Excellency having appointed the limits thereof, and also having declared and appointed the number of representatives to be chosen by each county, directed a Proclamation to be issued to carry the same

into effect, and he also directed a Proclamation to issue under the Great Seal of the Province to call together a Legislative Council and Assembly.

Monday, 16th July, 1792.

At the Council Chamber, Kingston.

Present: His Excellency J. G. Simcoe, Lieutennat Governor; The Honourables William Osgoode, Chief Justice; James Baby, Alexander Grant and Peter Russell.

His Excellency directed Writs of Summons to the Legislative Council to be issued under the Great Seal of the Province, and directed to the following persons, viz.:—William Osgoode, Chief Justice; James Baby, Richard Duncan, William Robertson, Robert Hamilton, Richard Cartwright, Junior, John Munro, Alexander Grant, Peter Russell.

David Burns, Esq., appeared, and took the necessary oaths, as Clerk of the Crown and Court of Common Pleas for this Province.

Richard Pollard, Esq., appeared, and took the necessary oaths, as one of the Sheriffs for this Province.

Alexander McDonell, Esq., appeared, and took the oath specified in an Act passed in the 14th year of His present Majesty; and also the oath for the due execution of his office, as one of the Sheriffs of this Province.

Tuesday, 17th July, 1792.

At the Council Chamber, Kingston.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; James Baby, Alexander Grant and Peter Russell.

His Excellency having laid before the Council the proceedings of several Land Boards within the Province, and having directed their consideration to certain propositions made by the Land Board of Hesse, it was resolved: That a copy of a Proclamation of His Excellency's dated February 7th, 1792, relative to the lands of the Crown, and another Proclamation of the 9th of July, 1792, be circulated to each of the Boards within the Province and that a letter should be written to the Land Board of Hesse in answer to a letter dated Detroit, 30th of April, 1792.

Wednesday, 18th July, 1792.

At the Council Chamber, Kingston.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; James Baby, Alexander Grant and Peter Russell.

His Excellency resumed the business of the Land Board Department and ordered several petitions for grants of land to be read and taken into consideration, viz.: John Baker, A. and H. Spencer, and their several associates.

Friday, 20th July, 1792.

At the Council Chamber, Kingston.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; James Baby, Alexander Grant and Peter Russell.

A petition was read from Peter Smith, merchant of the Town of Kingston, praying for leave to erect a wharf 36 feet from the beach outwards, by the whole

front of his lot, which measures 132 feet, and the said Peter Smith further prays for permission to build a storehouse, 36 by 28 feet, and a quay (in consequence of the shallowness of the water) of 80 feet in length by 15 feet in breadth. The said petition was taken into consideration and leave granted by His Excellency under certain reservations, limitations and restrictions.

Saturday, 21st July, 1792.

At the Council Chamber, Kingston.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; James Baby and Peter Russell.

The Council assembled for the purpose of issuing a Proclamation to prevent any doubts that might arise respecting a Proclamation of His Excellency's of the 9th of July last, relative to the continuation of offices and employments, judicial and ministerial, &c., in the Province, and His Excellency ordered the same to be issued accordingly.

Saturday, 29th September, 1792.

At the Council Chamber, Navy Hall, County of Lincoln.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; Alexander Grant and Peter Russell.

His Excellency observed that he had assembled the Executive Council principally for the purpose of investigating the location, &c., of lands in the District of Nassau.

John Butler, Esq., (late Lieut.-Colonel of Rangers) attended and mentioned having granted lands in the aforesaid district under the authority of General Haldimand, formerly Governor of the Province of Quebec.

Walter Butler Shehan, Clerk of the Land Board of the above mentioned district, attended and delivered the Register Book and six other original documents concerning the Land-granting Department of Nassau; which were ordered by His Excellency to be laid on the table for the inspection of the honourable members.

The following petition, accompanied with a Commission from the Right Reverend, the Bishop of Nova Scotia, appointing the Reverend John Stuart, Ecclesiastical Commissary, was presented and read;

To His Excellency, John Graves Simcoe, Lieutenant Governor and Commander in Chief in the Province of Upper Canada and its Dependencies, (in Council),

The Memorial of the Reverend John Stuart humbly sheweth that your memorialist was appointed Ecclesiastical Commissary by a Commission from the Right Reverend the Bishop of Nova Scotia; by virtue of which your memorialist humbly conceives that the right of granting matrimonial licenses is solely vested in him.

Your memorialist submits to Your Excellency's consideration (in Council) whether he is sufficiently authorized by the Commission which accompanies this memorial to grant matrimonial licenses? Or whether it will be expedient for him to apply to the Bishop for more special authority for that purpose? And your memorialist shall, as in duty bound, ever pray,

NIAGARA, U.C. SEPT. 24, 1792.

(Signed) JOHN STUART.

Reference was had to His Majesty's Private Instructions whereby it appears as follows,

(EXTRACT):—WHEREAS we did by our Commission, under the Great Seal of Great Britain bearing date the 1st day of August, 1787, appoint the Right Reverend Father in God, Charles Inglis, Doctor in Divinity, to be Bishop of the Province of Nova Scotia, and thereby give to him, and his successors in the said See, jurisdiction, spiritual and ecclesiastical, in and throughout the said Province of Nova Scotia, and its dependencies, according to the laws and canons of the Church of England, which are lawfully made and received in England, in the several causes and matters particularly expressed and set forth in the said Commission and no other; AND WHEREAS by another Commission, we did also give and grant to the said Bishop of Nova Scotia full power and authority by himself, or his sufficient commissary, or commissaries, to exercise the like spiritual and ecclesiastical jurisdiction within the Provinces of Quebec, of New Brunswick and the Islands of St. John, Cape Breton and Newfoundland, as is set forth in the said Commission, we do hereby order and enjoin you that you do give all fit support and countenance to the said Bishop in the exercise of his jurisdiction, spiritual and ecclesiastical, according to the laws of this realm, and the laws to be established in our Province of Upper Canada, and to the tenor of the said Commissions: It is nevertheless our will and pleasure, to reserve to you the granting of licenses for marriages, letters of administration and probates of wills, as heretofore exercised by you and your predecessors and also to reserve to you, and to all others to whom it may lawfully belong, the patronage and right of presentation to benefices; but it is our will and pleasure that the person so presented shall be instituted by the Bishop, or his Commissary duly authorized by him, as directed by our said Commission.

Resolved by His Excellency and the Honourable the Executive Council, that the right of granting matrimonial licenses is not vested in the Reverend John Stuart, and that it is inexpedient for him to make application to the Bishop of Nova Scotia for more special authority.

Saturday, 6th October, 1792.

At the Council Chamber in Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; Alexander Grant and Peter Russell.

His Excellency directed several petitions that had been presented to him be laid before the board, as follows:—

A petition from Abel and Hazelton Spencer, and their associates, praying for the Township of Haldimand. Ordered that the prayer of this petition be granted.

A petition from Jacob Watson, Stephen Gorham, John Baker, Ebenezer Cooley and their several associates, praying for four townships. Ordered that the prayer of this petition be granted for the Township of Murray, only.

A petition from Jonathan Walton, Elias Smith and Abraham Walton, with their associates, praying for a township¹. Ordered that the prayer of this petition be granted for the Township of Hope.

A petition from Captain Gilchrist of Vermont, with very numerous associates praying for a township. Ordered that the above petition stand over for further consideration.

¹Land Book E, 301.

A petition from Lemuel Blanchard, and several associates, praying for a township. Ordered that the above petition stand over for further consideration.

A petition from Moses Goddard, and several associates, praying for a township. Ordered that the above petition stand over for further consideration.

A petition from Marshall Jones, and several associates, praying for the Township of Hamilton. Ordered that the prayer of this petition be granted.

A petition from George Hamilton¹, and several associates, praying for a township on the River Rideau. Ordered that the prayer of this petition be granted.

A petition from Israel Jones, David Noble, H. Van Shaack, Charles Seldon, William Towner, and Elias Jones, and their associates praying for a township on the River Rideau. Ordered that the prayer of this petition be granted.

(Two of the Deputy Surveyors attended, Alexander Aitkin and William Chewett.)

A petition from Mrs. Mary Brandt praying for leave to inclose part of the common, or waste land, at Cataraqui, and to give an equivalent quantity of an enclosure in lieu of it. Ordered that the Deputy Surveyor, Alexander Aitkin, examine and survey the same and report accordingly.

A petition from Thomas Markland, merchant, praying for leave to erect a wharf and stores, etc., at Kingston, in front of his town lot, &c. Ordered that the petitioner may have permission to build a wharf upon the beach in front of his town lot, extending an equal number of feet in the said lot, and to erect stores on the said wharf, but upon no consideration to erect stores, or any other building, on the main land.

A petition from Robert McAuley, merchant, praying for leave to erect a wharf and store at Kingston, in front of his town lot. Ordered that the petitioner may have permission to build a wharf upon the beach in the front of his town lot extending an equal number of feet in the said lot, and to erect stores on the said wharf, but upon no consideration to erect stores or any other building on the main land.

A petition from Donell McDonell, merchant, praying for leave to erect a wharf at Kingston, in front of his town lot. Ordered that the petitioner may have permission to build a wharf upon the beach, in front of his town lot, extending an equal number of feet in the said lot, and to erect stores on the said wharf, but not to erect stores, or any other building, on the main land.

A petition from Peter Sharp, and constituents, praying for a township. Ordered that the above petition stand over for further consideration.

Saturday, 13th October, 1792.

At the Council Chamber, Navy Hall.

Present: His Excellency, J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; Alexander Grant and Peter Russell.

His Excellency informed the Board he had received an account of the arrival of several loyalist families, and that he was anxious to settle them as soon as possible. Some papers relative to the loyalists were produced. Bensley Peters, one of the principal loyalists, attended in behalf of himself and the majority to express a wish to settle at Toronto.

The Deputy Surveyors attended. Ordered that the Deputy Surveyor Alexander Aitkin examine and make a proper survey of lands at Toronto for Bensley Peters, and the other associated loyalists, and report accordingly.

¹Book F, Petition of Edward Hamilton, 46.

Alexander Wright attended and produced three several petitions, signed by numerous persons and requesting three townships, one on behalf of himself, and very many associates praying for a township to the northward of Kingston.

One other, signed by Samuel McRay, John Auston, &c., praying for a township on the River Rideau adjoining Stevens' lot, if not disposed of. The third signed by Samuel Stafford, Paul Warnock, praying for a township on the River Rideau, adjoining the former. Ordered that the Deputy Surveyors examine and survey the same, and report accordingly.

Monday, 15th October, 1792.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; Alexander Grant and Peter Russell. The Deputy Surveyors attended.

Different plans of the reservations of two-seventh parts of all future grants of townships were produced and laid before the Board, one of which plans was selected and approved of. Ordered that all future reservations be made conformably to the said plan.

Tuesday, 16th October, 1792.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; Alexander Grant and Peter Russell.

The following memorials and petitions previously presented to His Excellency were laid before the Board and read. The memorial of Lieut. Angus McDonell, late 71st Regiment, praying for an additional quantity of lands of one thousand acres. Ordered that this petition stand over for further consideration, till the petitioner specifies the place and situation.

A petition from Thomas Ridout praying for 1,000 acres of land situated near Toronto. Ordered that this petitioner receive four hundred acres in the neighbourhood of Toronto, and a town lot at Toronto.

The memorial of Captain AEneas Shaw, late Queen's Rangers, praying for his extra quantum of land as a reduced Captain, amounting to two thousand, two hundred and fifty acres. Ordered that this memorial stand over for further consideration, as not containing a specification of place or situation.

The memorial of Captain John McGill of the late Queen's Rangers, praying for the additional quantity of land he conceives himself entitled to as a reduced Captain, amounting to two thousand, four hundred and fifty acres. Ordered that this memorial stand over for further consideration as not containing a specification of place or situation.

A petition from Charles Frazer praying for lands. Ordered that this petition be laid aside as perfectly inexplicit.

The memorial of Lieut. Allan McNabb, late Queen's Rangers, praying for lands in Upper Canada as a reduced Lieutenant. Ordered that this memorial stand over for further consideration as not containing specification of place, or situation, or lands prayed for.

The memorial of James Rankin, praying for five thousand acres as heir to his late father, Lieut.-Colonel William Rankin. Ordered that the prayer of this memorial be granted when properly surveyed.

The memorial of Alexander McDonell praying for a grant of lands, as a reduced officer in the late Colonel Butler's Rangers. Ordered that this memorial

stand over for further consideration, as not containing a specification of lands prayed for.

Wednesday, 17th October, 1792.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; Alexander Grant and Peter Russell.

His Excellency called the attention of the Council to the case of Sally Ainse, an Indian woman, which stated that she had been deprived of her lands on the River La Tranche, after having considerably improved the same. (Sally Ainse attended.)

Reference was had to the proceedings and documents of the Land-granting Department of the late District of Hesse; and especially to Report K, which together with other letters from the same Board on the same subject clearly evinced that the above Sally Ainse was entitled to have the prayer of her petition granted.

Resolved that Sally Ainse be invested with a certificate for her present claims on the River La Tranche, being eight lots in the center of the first township, of the first concession on the north side of that river, so as to comprehend her improvements on two of the said lots by extending the front, in order to take in the said improvements by boundaries parallel to the side lines of the lots, at present reported to be the course of the side lines of the lands on the River La Tranche.

The Council proceeded in the business of the Land Board Department in the late District of Hesse, the whole of Report K was read and the petitions of the trustees of Caldwell and Elliot, and of Pollard and Consors, submitted in that Report were taken into consideration and the following resolution passed which, together with the resolution respecting Sally Ainse as above mentioned, were ordered to be transmitted in a letter by the Clerk of the Council to the members of the Land Board of the late District of Hesse.

Resolved that the petition of the trustees of Caldwell and Elliot, and of Pollard and Consors, cannot be attended to as their claims are for lands usurped under Indian purchase, grant, or cession; and not binding in any respect whatever; on the contrary, the subject who presumes to claim right on such tenure is not only guilty of a misdemeanor, but acts in apparent defiance to all authority and repeated orders to the prevention of such traffic.

A petition from the same Report K from William La Motte (late Captain of the Detroit volunteers) was read, praying for two thousand acres on the River La Tranche. Ordered that this petition be laid aside till proper surveys are made.

The following petitions addressed to His Excellency (in Council) were read:—

The petition of Joel Stone, in behalf of himself and various constituents, praying for a township. Ordered that this petition stand over for further consideration, as not containing a specification of place.

The petition of Lieut. Archibald McDonell praying for his extra portion of lands consisting of fifteen hundred acres near the seat of government. Ordered that this petition stand over, not being sufficiently explicit.

The memorial of Henry Bethune Stark (late a Captain in His Majesty's 63rd Regiment of Foot) praying for lands. Ordered that the prayer of this memorial be granted when proper surveys are made.

The petition of Peter Roualt, alias Durasoir, praying for one hundred and fifty acres for himself and fifty acres for his wife. Ordered that the prayer of this petition be granted, but no place specified.

The petition of Thomas D'Arcy (late a Captain of the Associated Loyalists) praying for two thousand, two hundred acres in the rear of his present lot of eight hundred acres, on the south side of the Grand River. Ordered that the prayer of this petition be granted when the proper surveys are made.¹

The petition of Edward Carscallen praying for two thousand acres for himself and son in the Township of Haldimand. Ordered that this petition be deferred.

The petition of John Chrysdale praying for two hundred acres for himself, and two hundred acres for his daughter, Elicia. Ordered that this petition be referred to the Land Board to know on what pretensions the petitioner claims, and the Board to report thereon.

The petition of Joseph Carnahan. Ordered that this petition be withdrawn as inadmissible.

The petition of Ensign Christopher Robinson (of the late Queen's Rangers) praying for the remainder of his lands as a reduced officer, having only drawn five and fifty acres. Ordered that the prayer of this petition be granted, but no specific place mentioned.

The memorial of Captain Peter Russell (of His Majesty's late Royal Garrison Battalion) praying for three thousand acres as a reduced Captain. Ordered that the prayer of this petition be granted, but no specific place mentioned.

The petition of John Bininger praying for a grant of lands. Ordered that this petition be referred to the Land Board, to know on what pretensions the petitioner claims, and the Board to report accordingly.

The petition of John Dilton praying for permission to build a house, stores, &c., at Kingston upon the ground opposite McAuley's. Ordered that this petition is inadmissible as the land prayed for is reserved for the use of His Majesty.

The memorial of James Molloy praying for lands in behalf of himself and seven children, on the north side of Lake Ontario. Ordered that the prayer of this petition be granted so far as relates to Molloy himself, but the place not quite sufficiently explicit; the children's and orphans' claims to lie over.

The petition of John Campbell praying for permission to retain his dwelling house being on the land reserved by Government at Niagara. Ordered that this petition be rejected, as no lands reserved for the purposes of fortification will be granted.

The petition of Gideon Vernon praying for lands as a reduced Captain of an Independent Company of Associated Loyalists. Ordered that the prayer of this petition be granted, but the place not specified.²

The petition of William Reynolds praying for his proportion of lands as a reduced Cornet. Ordered that presuming the petitioner can produce proof of his having the rank nominated in his petition, the prayer is granted, without any specification of place.

The memorial of Nicholas Wager, and associates, praying for a township at Toronto. Ordered that this petition stand out for consideration and enquiry.

The petition of Amos Ansby praying to be reinstated in his town lot at Cornwall (late New Johnstown). Ordered that this petition be referred to the Land Board, for them to report thereon.

The petition of Jeremiah Moore praying for a messuage and two hundred acres of land where he resides. Ordered that this petition be referred to the

¹Petition on 16th February, 1808. G. 461.

²Land Book H. 90, 1808.

Land Board, to know on what pretensions the petitioner claims and the Board to report accordingly.

The petition of Philip Pimber praying for a piece of ground of one hundred and thirty-two feet by sixty-six in front at Kingston near Markland's lot. Ordered that this petition be referred to the Land Board for their report thereon.

The memorial and petition of William Dixon, merchant, praying for a grant for his dwelling house, &c., built on the reserves of the Crown. Ordered that the petitioner's prayer cannot be granted as the Governor and Council have no authority to give any land reserved for the purposes of fortification.

The petition of Mathew Howell praying to keep possession of some land near lot No. 6 in the late District of Nassau, he having improved the same under permission of . . . Jones, Deputy Surveyor. Ordered that this petition be referred to Mr. Jones, Deputy Surveyor, for his report thereon.

The petition of William Ashley, praying for a certificate for a lot he had considerably improved. Ordered that this petition be referred to the Land Board for their report thereon.

The memorial of Ephraim Knapp, praying for an additional quantum of lands. Ordered that this memorial be referred to the Land Board for their report thereon.

The memorial of Neil McLean, Assistant Commissary General, praying for permission to locate three thousand acres in this Province. Ordered that the prayer of this petition is not cognizable under its present head, and must consequently be laid aside tho' His Excellency and the Honourable Land Committee are well inclined to listen to the prayer of the petitioner.

The petition of John Stevens praying for an additional quantity of lands. Ordered that this petition be referred to the Land Board for their report thereon.

The memorial of Samuel Trowbridge praying for lands in the late District of Nassau. Ordered that this petition be referred to the Land Board for their report thereon.

The petition of Elizabeth Engash praying for leave to retain a lot of land improved by her, but unlocated. Ordered that enquiry be made respecting this petition.

The petition of Jedediah Sanger, and numerous associates, praying for a township. Ordered that the prayer of this petition be granted, but the situation of the place not explicit.

The petition of David Jacocks praying for a lot of land. Ordered that this petition be referred to the Land Board for their report thereon.

The memorial of Christopher Gorgen praying for permission to build a shop near the hospital at Kingston. Ordered that the prayer of this memorial is inadmissible.

The petition of Allan Paterson praying for a grant of lands in consequence of his services during the last war. Ordered that the petitioner should apply as an individual wishing to settle.

Friday, 19th October, 1792.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; Alexander Grant and Peter Russell.

His Excellency informed the Board that several persons had applied for grants of land on islands in this Province, and a petition was read from Samuel and Andrew Adams praying for Garden Island. Resolved that it is at present inexpedient to grant any island whatever, and that this petition be dismissed.

The petition of Mr. Easton, and associates, praying for a township. Ordered that this petition stand over as not containing any specification of place.

A petition of Nathaniel Lines (Indian interpreter) praying for a piece of ground opposite his town lot at Kingston. Resolved that it is inexpedient to grant the piece of land prayed for, and that the petition be dismissed.

The petition of the inhabitants of Chippawa Creek. Ordered that this petition stand over for further consideration.

The petition of Laurent Parent. Ordered that this petition be referred to the Land Board and that the Board report accordingly.

The petition of Ephraim Jones. Reference was had to the Minutes of the Land Committee of the Honourable Council of Lower Canada respecting the above petition. Resolved that the prayer of this petition cannot be granted as it does not appear two-sevenths of the land in the township where the petitioner's prayer extends, is reserved agreeably to Act of Parliament and Proclamation thereon.

The petitions of Major Smith and Lieutenant David William Smith, his son, jointly. The prayer of Major Smith's petition is for five thousand acres, as he proposes quitting His Majesty's Service, and becoming an inhabitant of Upper Canada. The petitioner further states that he held commissions in His Majesty's Fifth Regiment during a series of years, and that he served during the late war in America in a very ostensible military situation. The prayer of Lieutenant David William Smith's petition states that being a Member of the House of Assembly and intending to become an inhabitant of this Province, he prays for twelve hundred acres of land. Ordered that this joint petition be granted, but that at present it be laid aside as not containing a specification of place.

The petition of Lieutenant George Hill states that proposing to quit His Majesty's Service and wishing to become a settler in this Province, he prays for twelve hundred acres adjoining the lot prayed for by Major Smith. Ordered that the prayer of this petition be granted, but that it stand over as not containing a specification of place.

The memorial of William Holmes, Surgeon 5th Foot, praying for twelve hundred acres of land adjoining to the land prayed for by Major Smith, the memorialist having married in Upper Canada and wishing to become a settler of this Province. Ordered that the prayer of this memorial be granted, but that it stand over at present as not containing a specification of place.

Saturday, 20th October, 1792.

At the Council Chamber, Navy Hall.

Present: His Excellency J. Graves Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; Alexander Grant and Peter Russell.

His Excellency having ordered a plan of the Town of Cornwall (late New Johnstown) from a recent survey to be laid on the table, and upon inspection of the same it appearing that the space allotted for public streets and highways in and through the said town by lines drawn for that purpose has, in many instances, been encroached upon by buildings, fences and other trespasses to the manifest inconvenience of the inhabitants of the said town, as well as of all travellers passing through the same, and in open disobedience to the Rules and Regulations established at the laying out thereof:

Resolved by His Excellency in Council, that in order to check the encroachments of those who have been wilfully disobedient, as well as to preserve the

regular appearance of the said town, and to provide for the future safety and convenience of its inhabitants and of all persons travelling through the same, the Clerk of the Council be directed to write immediately to the members of the Land Board of the District of Grenville and Leeds; recommending to them for the purposes aforesaid to order the surveyor of the district, or such other person as they may think proper to appoint, to give notice to such inhabitants of the said town as may have erected buildings, advanced fences, or have committed any trespass or nuisance upon His Majesty's Highway, as marked out by the lines drawn in the plan of the said town, to remove such nuisance within a given time, to be limited by the discretion of the members of the said Boards and further to give notice that they who shall persist in their disobedience of the said orders after such warning as aforesaid, shall be looked upon as wilful offenders and be prosecuted with the utmost rigour of the law.

Several petitions and memorials were presented and read in the following succession:—

The memorial of Jacob Ball, John Secord, Senior, Peter Ball and John Secord, Junior, praying for a title to their lands which they have considerably improved. Ordered that the prayer of this memorial be granted, and that the memorialists should procure a survey to be made of two hundred acres for Jacob Ball and two hundred acres for each of his sons, and that John Secord, Senior, do likewise procure a survey to be made of two hundred acres for himself and also of two hundred acres for his son, and that they produce the same to the Board.

The petition of John White, Esq., His Majesty's Attorney General of this Province, praying for twelve hundred acres near the Town of Kingston. Ordered that the prayer of this petition be granted when proper surveys are made.

The memorial of J. B. Bouchette, Commanding His Majesty's Schooner, Messissauge, praying for two thousand acres at Toronto. Ordered that this petitioner receive twelve hundred acres at or near the place specified in his petition.

The memorial of John Bouchette praying for five hundred acres adjoining the land his father prays for. Ordered that this petitioner be allowed to receive two hundred acres adjacent to the land granted to his father, J. B. Bouchette.

The Honourable Peter Russell laid two petitions before the Board, the first in behalf of William and Charles Willcocks, merchants, praying for a grant of a front town lot and two hundred acres each in the town and neighbourhood of Toronto.

The second petition presented by the Hon. Peter Russell was in behalf of John Dennison, who prays for two hundred acres of land near Toronto. Ordered that the prayer of the above petitions be granted when proper surveys are made.

His Excellency informed the Council he wished to propose a sub-division and increase of the four existing Land Boards in order to facilitate and expedite the business of the several Land-granting Departments throughout this Province.

The names of the gentlemen His Excellency proposed to constitute Land Boards were read together with the counties each individual Board was to be established in, as follows:

COUNTIES OF GLENGARRY AND STORMONT:—James Gray, Jeremiah French, John McDonell, Richard Wilkinson, Archibald McDonell.

COUNTY OF DUNDAS:—Hon. Hugh Munro, Malcolm McMartin, Richard Duncan, Thomas Smith.

COUNTIES OF GRENVILLE AND LEEDS:—Peter Drummond, Thomas Frazer, Ephraim Jones, Justus Sherwood, William Frazer.

COUNTY OF FRONTENAC:—The Land Board of the late District of Mecklenburg to be limited to the County of Frontenac: Hon. R. Cartwright, Neil McLean, James McDonell, Hector McLean, Rich. Cartwright, William Atkinson, Rev. J. Stuart, Officer Commanding for the time being.

COUNTIES OF LENOX, ADDINGTON, HASTINGS AND PRINCE EDWARD:—Peter Van Alstine, Hazelton Spencer, Alexander Fisher, Archibald McDonell, Joshua Booth.

COUNTY OF LINCOLN:—The Land Board of the late District of Nassau to be limited to the County of Lincoln: Officer Commanding at Niagara, Hon. R. Hamilton, Peter Tenbrook, Nathaniel Pettit, John Warren, John McNabb, Lieut.-Col. Butler, Benj. Pawling, John Burch, Robt. Kerr, Officer of R. Engineers at Niagara.

COUNTIES OF ESSEX AND KENT:—The Land Board of the late District of Hesse to be limited to the Counties of Essex and Kent: The Officer Commanding at Detroit, Hon. Wm. Robertson, Wm. Dummer Powell, St. Martin Adhemar, George Leith, Hon. Alexander Grant, Alexander McKee, John Askin, Montigny de Louvigny, The Officer of R. Engineers at Detroit.

Resolved that the several Boards be constituted as above mentioned, and that the persons above named be appointed members thereof.

Sunday, 21st October, 1792.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; Alexander Grant and Peter Russell.

A draft of a circular letter was laid upon the table to be written as soon as possible to the members of the several Land Boards throughout the Province and being read was approved, as follows:

(Circular)

Council Chamber, Navy Hall,

Oct. 21st, 1792.

Gentlemen,—In order to the more easy carrying the King's benevolence in the grant of lands into effect, as well as to lessen the weight of business undertaken by the several Land Office Boards of the four Districts, for the public benefit; His Excellency Lieut. Governor Simcoe in Council has been pleased to increase the number of the Land Boards, and has appointed you to constitute a Land Board for the counties of and that any three members thereof be a quorum for the transaction of business.

The present existing Rules and Regulations for the conduct of the Land-granting Department, seem competent to the discharge of the trust committed to you; the plan of survey, however, so far as it relates to the situations of the reserves, is altered and you will please to have special regard that the two-sevenths of the land be reserved, as directed by the Act of Parliament, in the manner pointed out by the chequered plan accompanying this, and in those townships where the location is so far advanced as to prevent the two-sevenths being reserved agreeably to the plan, you will be careful not to grant any part or parcel of the remainder of such township; as the Deputy Surveyors will have direction during the course of the winter to fill up the schedules with the names of the persons to whom the lands have been granted by the different authorities,

which have been given for that purpose; you are requested to give every assistance in your power that this very necessary object may be effectually accomplished; and to settle by the interference of your respectable arbitration, as far as possible, any dispute that may have arisen between competitors for the same allotment.

I have the Honour to be, Gentlemen, &c.

Resolved that this letter be immediately written by the Clerk of the Council and that it be circulated accordingly.

A letter from the magistrates and principal inhabitants of the Home District petitioning for an Annual Fair to be established in the neighbourhood of the Town of Newark, and to be holden in the aforesaid situation the second week in October, was presented and read; together with a further requisition signed by the foreman of the Grand Jury in the name of the jury and several respectable inhabitants humbly soliciting for a regular weekly market to be established at the Town of Newark, in the County of Lincoln, was also presented and read.

Resolved that a Proclamation be immediately issued for the establishing an Annual Fair at the Town of Newark, to commence on the second Monday of the month of October next, one thousand seven hundred and ninety-three, and on the second Monday of every subsequent month of October, and to continue for and during the space of six days: And that another Proclamation be issued for the purpose of establishing a market at the Town of Newark as aforesaid, and that the Proclamation relative to an Annual Fair be issued in the manner and form following:

PROCLAMATION.

By His Excellency, John Graves Simcoe, Esq., Lieutenant Governor of the Province of Upper Canada, Colonel Commanding His Majesty's Forces in the said Province, &c.,

WHEREAS His Majesty has been graciously pleased by letters patent under the Great Seal of Great Britain to give me full power by and with the advice of the Executive Council to order and appoint such fairs, marts, and markets as shall be thought fit and necessary within the Province of Upper Canada. AND WHEREAS it would greatly tend to promote and encourage the agriculture and trade of this district to establish an Annual Fair within the same, in pursuance therefore of the power thus given to me, I have by and with the advice and consent of the Executive Council of this Province, ordered and appointed, and by this PROCLAMATION do order and appoint, that an Annual Fair for the buying, selling or exchanging all such cattle, grain, provision, goods, wares and merchandize as shall be then and there produced, shall be held yearly and every year at the Town of Newark, in the County of Lincoln, to commence on the second Monday in the month of October next, in the year of our Lord one thousand seven hundred and ninety-three, and on the second Monday of every subsequent month of October to continue for and during the space of six days, and as a further encouragement it is hereby declared that for two days next before the beginning of the said fair, during the continuance thereof, and for two days next after the same, all persons going or returning to or from the said fair, together with their cattle, grain, provision, goods, wares and merchandize shall be conveyed toll free across the river to and from the said Town of Newark. And hereof the inhabitants of this Province, and all others concerned, are to take notice, and govern themselves accordingly.

Given under my Hand and Seal at Arms at the Government House, at the Town of Newark, in the County of Lincoln, this day of in the year of our Lord one thousand seven hundred and ninety-three.
By His Excellency's Command. (to be signed) J.G.S.

24th November, 1792.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

His Excellency was pleased to read an extract of a letter from the Right Hon. Henry Dundas, one of His Majesty's Principal Secretaries of State relative to a table of fees.

His Excellency proposed to the Board that the table of fees as adopted in the Province of New Brunswick should be copied and transmitted to the Right Hon. the Secretary of State as suitable to the Province of Upper Canada, but that such fees be not considered as an overt act until they may be approved by His Majesty.

A table of fees was then produced by William Jarvis, Esq., Secretary of the Province, which was read.

The Hon. William Osgoode suggested if it might not be advisable to prevent jealousies among petitioners for land to communicate with the Hon. the Executive Council of Lower Canada, on the subject of a table of fees.

His Excellency then proposed to the Hon. Board to adopt pro tempore the table of fees as settled in New Brunswick, to write to His Excellency the Lieut. Governor of that Province for a duplicate of them, and to make report and communication thereof to the Right Hon. the Secretary of State and to His Excellency the Lieut. Governor of Lower Canada.

The Council determined as it appeared immediately expedient to adopt the table of fees as established in New Brunswick, and that His Majesty's concurrence thereof may be solicited.

Abraham Dayton and Noah Richards personally attended; the former preferred a petition for a township which was read accordingly. Reference was had to Mr. Jones's (Deputy Surveyor) map, and his petition is granted provided the land is purchased from the Indians.

Monday, 31st December, 1792.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

Read the petition of William Willcocks and associates praying for the Township of Norwich upon Lake Ontario.

The Honourable the Council were pleased to grant the prayer of the petition in manner following, viz: one thousand acres to William Willcocks, in addition to the two hundred already granted him at Toronto; and two hundred acres in the said township to each individual settler brought by him.

Tuesday, 1st January, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

His Excellency the Lieut. Governor was pleased to submit to the Council

the Report of the Committee on the claims of certain Indians to lands assigned them upon the Grand River, dated December 24th, 1791, and having considered the said Report, they were pleased to concur in opinion with the Committee of the 24th of December, 1791, and to direct that a grant be made under the Great Seal of the Province in favour of the principal chiefs on behalf of their nations, or persons in trust for them and their heirs for ever, of a tract of lands, on the Grand River, agreeably to the survey reported by Mr. Jones as promised to the Indians of the Six Nations, and that the Attorney General be instructed to prepare a conveyance accordingly, conformably to the survey.

Tuesday, 8th January, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

Read the petition of Captain Alexander Harrow for land adjoining Captain Bird's farm at the mouth of Detroit River.

Read several petitions for locations in the Indian officers' land, and the Reserve near the mouth of the Streight of Detroit.

Sundry extracts from the Register of the Land Board of the Western District and other papers relative to a tract of land ceded by the Indians to their officers in 1784, were produced by Captain Caldwell who also attended to give other information himself relative to the said tract. All these documents were accordingly read.

The Council were pleased to resolve that a township be laid out of the tract in question at the mouth of the Detroit River, to be called the Township of Malden, to commence on the strait at the south boundary of the Indian Land thence along and following the course of the river and lake till it strikes the west boundary of lot No. 97 in the second conceded township, thence up the said west boundary of the lots 97 in the 1st and 2nd concession as heretofore surveyed, and said to be seventy-six acres from the lake to the rear of the second concession, from thence east until it intersects a line produced south from the rear of the Indian Land; Resolved that Colonel Alexander McKee, Captains Elliot and Caldwell, be the patentees of the above mentioned township, and the persons who have been settled under the authority of the late Governor Hay, and who have actually made improvements.

It appears that the marsh has been granted to the sons of Captain Caldwell by the Honourable Council of Lower Canada.

The Indian officers have it at their option to compleat their quota of land in the said township.

The land lying between Captain Bird's lots and the Indian Land being reserved for Government, Captain Harrow's petition for that tract is rejected.

In all other respects the Township of Malden to be subject to such general regulations as are or may be hereafter framed for the government of townships.

Especial care to be taken that the reserve be made of the two-sevenths.

Thursday, 17th January, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

His Excellency the Lieutenant Governor referred to the Council the petition of Mr. Joshua Pell, an American loyalist.

It appears to His Excellency the Lieutenant Governor and the Council that Mr. Pell is entitled to provisions, clothing, family lands, implements of husbandry, etc., agreeably to his certificate signed by Mr. Motz.

Saturday, 2nd February, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

His Excellency acquainted the Board that he wished to call their attention to the situation of the several persons occupying lands or claiming to be entitled thereto under various authorities since the first settlement of the Province, and to consult on the most effectual means of carrying His Majesty's gracious intentions into execution by making out regular grants of allotments of land to such persons as are respectively entitled thereto.

Resolved that immediate steps be taken to fulfil His Majesty's gracious intentions progressively throughout the Province, and that the same be publicly made known; and for that purpose that notice be given to all persons claiming any allotment of land within the Home District of this Province that they do forthwith bring in to the Attorney General of the Province the certificate, ticket of occupation, warrant, or other document whereon they severally found their claim; or transmit to him an attested copy thereof that he may report thereon to His Excellency in Council in order that regular and effective grants of estates of inheritance in the said allotments may without delay be made out to all persons entitled thereto conformably to His Majesty's Royal Proclamation, to the Rules and Regulations for the conduct of the Land Office Department heretofore severally declared and made public, and in pursuance of an Act of Parliament passed in the thirty-first year of His present Majesty's reign, entitled an Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's reign, entitled an Act for making more effectual provision for the government of the Province of Quebec in North America, and to make further provision for the government of the said Province.

And further that due notice shall from time to time be given to all persons claiming lands within the remaining districts of this Province as soon as it shall be convenient and practicable to proceed on their claims.

Sunday, 3rd February, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

His Excellency the Lieutenant Governor was pleased to order the accounts of the Province to be laid before the Council for their inspection and audit.

The Council were pleased to examine an account of cash received and paid by the Hon. Peter Russell, Receiver General, between the first of June, one thousand, seven hundred and ninety-two, and the thirty-first of December, one thousand, seven hundred and ninety-two, amounting to the sum of two thousand, nine hundred and ninety-five pounds, five shillings, and two pence (sterling), in general account current with Government.

The Council find the expenditure thereof properly authorized and vouched, therefore certify the same to be regular, orderly, and to the best of their knowledge and belief just and true; the several sums received are regularly carried to the credit of Government, and the balance remaining in the hands of the

Receiver General on the thirty-first of last December, one thousand, seven hundred and ninety-two, amounts to the sum of two thousand, three hundred and twelve pounds, fourteen shillings, and nine pence farthing (sterling), for which he is accountable.

The Council were pleased to examine an account ending the 10th of last October, one thousand, seven hundred and ninety-two of cash received and paid by David William Smith, Esq., acting Surveyor General of the Province, for the incidental expenses of the Surveying Department belonging thereunto, amounting to the sum of six hundred and ninety-six pounds, three shillings and seven pence halfpenny (Quebec currency) and the Council find the expenditure thereof properly authorized and vouched, therefore certify the same to be regular, orderly, and to the best of their knowledge and belief just and true.

The Council were pleased to examine an account of contingencies incurred in the office and under the orders of His Excellency, Lieutenant Governor Simcoe, from the 12th of September, 1791, and from the 1st of January to the 31st of December, 1792 (inclusive), amounting to the sum of five hundred and thirty-one pounds, eleven shillings and eleven pence (sterling).

The Council find the expenditure thereof properly authorized and vouched, therefore certify the same to be regular, orderly, and to the best of their knowledge and belief just and true; the balance remaining in the Lieutenant Governor's office (as per warrant upon the Receiver General of Upper Canada for one thousand pounds sterling) amounts to the sum of four hundred and sixty-eight pounds, eight shillings and one penny sterling.

Monday, 17th March, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

Read a Report from the Land Board of the County of Dundas. Ordered that this Report stand over for further consideration.

Read a petition from Peter Drummond, Esq., praying for a township. Ordered that this petition stand over for further consideration.

Read a petition from John Munro, Esq., praying for a township. Ordered that this petition stand over for further consideration.

Read a petition from Richard Duncan, Esq., praying for a township. Ordered that this petition stand over for further consideration.

Read a petition from Thomas Frazer, Esq., praying for a township. Ordered that this petition stand over for further consideration.

Read a petition from Richard Duncan, Esq., and Thomas Frazer, Esq., praying for a township. Ordered that this petition stand over for further consideration.

Read a petition from William McClennon praying to be continued in the lot he had improved near Queenstown (or the West Landing). Ordered that this petition be referred to Lieut. Pilkinton of the Royal Engineers for his report thereon.

Read a petition from William Frazer, Esq., praying for a township. Ordered that this petition stand over for further consideration.

Wednesday, 21st March, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

Peter Martin, a negro (in the service of Colonel Butler), attended the Board for the purpose of informing them of a violent outrage committed by one — Fromond, an inhabitant of this Province residing near Queenstown (or the West Landing) on the person of Chloe Cooley, a negro girl in his service, by binding her and violently and forcibly transporting her across the river, and delivering her against her will to certain persons unknown; to prove the truth of his allegation he produced William Grisley (or Crisley).

William Grisley, an inhabitant near Messissague Point in this Province, says: that on Wednesday evening last he was at work at Mr. Fromond's near Queenstown, who, in conversation, told him he was going to sell his negro wench to some persons in the States; that in the evening he saw the said negro girl tied with a rope; that afterwards a boat was brought and the said — Fromond with his brother and one Venevery, forced the said negro girl into it; that he was desired to come into the boat, which he did but did not assist or was otherwise concerned in carrying off the said negro girl, but that all the others were, and carried the boat across the river; that the said negro girl was then taken and delivered to a man upon the bank of the river by — Fromond; that she screamed violently and made resistance, but was tied in the same manner as when the said William Grisley first saw her, and in that situation delivered to the man.

William Grisley further says that he saw a negro at a distance, he believes, tied in the same manner and has heard that many other persons mean to do the same by their negroes.

Resolved that it is necessary to take immediate steps to prevent the continuance of such violent breaches of the public peace, and for that purpose that His Majesty's Attorney General be forthwith directed to prosecute the said Fromond.

Thursday, 22nd March, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

His Excellency called the attention of the Board to three petitions he had received for townships.

Read a petition signed by Andrew Pierce, Samuel Jarvis, Strong Sturges, John Beach and Andrew Beires and William Whelpley, and their numerous associates, praying for two townships on the north side of Lake Ontario, and four townships in any other part of the Province; on certain conditions therein specified. Ordered that the prayer of this petition be granted for three townships, as follows: the Township of Bristol upon Lake Ontario, and another township immediately behind it, and a third township (not named) but next adjoining that granted to Dayton, and other numerous associates. Mr. Andrew Pierce attended the Board in behalf of himself and the several associates above named.

Read a petition signed Jasper Murdoch and associates, praying for one township, viz.: the Township of Clarke.

Mr. Jasper Murdoch attended the Board, his petition in behalf of himself and numerous associates being taken into due consideration. Ordered that the prayer of this petition be granted for one township as follows: the Township of Clarke, situated upon the north side of Lake Ontario.

Read a petition signed Silas Hodges, Stephen Williams, Nathan Burr Graham, and John Andrew Graham, and their associates, praying for the Township of Cramahé upon the north side of Lake Ontario.

Mr. John Andrew Graham attended the Board and his petition being duly investigated for himself and associates, it was ordered that the prayer of this petition be granted for the aforesaid Township of Cramahé.

Friday, 23rd March, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

His Excellency informed the Board he wished to call their attention to several petitions he had received for townships.

Read a petition signed Gideon Bostwick, Robert Williams, Seth Hamlin, Abel Kelsee and Thomas Ingersoll, and numerous associates, praying for a township.

Thomas Ingersoll appeared in behalf of himself and the above named associates, in consideration of the well known loyalty and sufferings of the Reverend Gideon Bostwick, one of the petitioners, His Excellency, the Lieutenant Governor, and Council are of opinion that he comes precisely under that description of persons who ought to be encouraged to settle in this Province and not doubting but that he will have due regard to the principles and morals of the proposed inhabitants in his neighbourhood grant the aforesaid petition for one township.

Read a petition signed Edward R. Campbell, John Norton, Samuel Willard and Joseph Willard, and numerous associates, praying for a township.

Edward R. Campbell appeared in behalf of himself, and the above named associates, in consideration of the well known loyalty and sufferings of the Willard Family mentioned in the above petition, His Excellency, the Lieutenant Governor, and Council are of opinion that they come precisely under that description of persons who ought to be encouraged to settle in this Province, and not doubting but that they will have due regard to the principles and morals of the proposed inhabitants in their neighbourhood grant the aforesaid petition for one township.

Read a petition signed Micah Read, Ebenezer Britain, Thomas Appleton, Nathaniel Knapp, Joseph Benson, Joseph Pierce, and Alpheus Read, and numerous associates, praying for one township.

Micah Read appeared in behalf of himself and associates. Resolved that this petition is inadmissible, but in consideration of the services of Micah Read to His Majesty in the war of 1759, His Excellency, the Lieutenant Governor, and Council are pleased to grant him six hundred acres of land for himself, and two hundred acres for each of his sons.

Read a petition signed Thomas Collins Drew, James Fulton, Henry Nace, John Peck, Joshua Quinton, and John Quinton, and numerous associates, praying for one township.

Thomas Collins Drew appeared in behalf of himself and the above-named petitioners. Ordered that as it appears Mr. James Fulton was a Captain in His Majesty's service, and that Mr. Drew has resided in New Brunswick, which he left on account of the inclemency of the climate, a township is granted to them, not doubting but that they will give a preference to persons of a similar description.

John Laroby attended the Board and petitioned for land. Ordered that the above-named petitioner may receive a lot of two hundred acres of land.

Read a petition signed Seth Russell, Solomon Stoddard, Daniel Pomeroy, William Ellis, Elisha Hubbard and John Hubbard, and numerous associates, praying for a township.

Seth Russell appeared in behalf of himself and the aforesaid petitioners. Resolved that this petition is inadmissible, but that Seth Russell, one of the petitioners, may receive a farm lot of two hundred acres for himself.

Monday, 1st April, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

His Excellency ordered a letter he had received from Lieut.-Colonel Butler (Deputy Agent of Indian Affairs) to be laid before the Board and to be read accordingly. This letter states the services to His Majesty during the late war of Captains John, Isaac and Aaron, three Mohawk Chiefs at the Bay of Quinté, and petitioning for the proportion of land that other Captains are entitled to.

Captains John and Isaac attended the Board. Resolved that the above-mentioned particulars (viz: Captains John, Isaac, and Aaron), receive the same quantity of land individually that other Captains are entitled to, and that they be referred to the Land Board of the County of Leeds, in order that this resolution may be put in execution as soon as possible.

Read a report on lands reserved for the Mohawk Indians at the Bay of Quinté (signed D. W. Smith, Acting Surveyor General, and dated, Surveyor General's Office, Upper Canada, March 29th, 1792), submitting the following, relative to the reserves in question.

The tract will be bounded in front by the Bay of Quinté, between the mouths of the River Shannon and Bowen's Creek, about twelve miles westerly by a line running north sixteen degrees west from the west side of the mouth of the River Shannon, and easterly by a line running north sixteen west, from the mouth of Bowen's Creek,—and northerly by a line running east sixteen degrees north, and west sixteen degrees south at the distance of about thirteen miles back from the Bay of Quinté, measured on the western boundary aforesaid to the northeast angle of the Township of Thurlow.

Resolved that the above description of the reserves for the Mohawk Indians settled on the Bay of Quinté, be adopted and carried into execution, and for that purpose that a grant be directed to be made under the Great Seal of the Province in favour of the principal chiefs on behalf of their nation (or tribe, as above-named) or persons in trust for them for ever.

Sunday, 13th April, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

His Excellency called the attention of the Board to doubts that had been entertained by some of the Land-granting Departments within this Province respecting their discretion to refuse certificates to persons of known disloyalty.

The following resolution was adopted and ordered to be circulated as a Minute of Council by the Clerk of the Council.

WHEREAS doubts have been entertained at some of the Boards of the Land-granting Departments within this Province whether they were at liberty to exercise their discretion in refusing to grant certificates to persons of known disloyalty and disaffection to the British Government who may nevertheless offer to take the oaths, and make the subscriptions required.

Resolved that it is not only required of the members of the Land Boards to make diligent scrutiny into the characters and conduct of all unrecommended

persons who shall apply for certificates, but it is their unquestionable duty as good subjects to dismiss the applications of all such as are of known disloyal principles, inasmuch as 'tho His Majesty's bounty is not restricted solely to his own subjects, yet it is not meant to be extended to such as have wilfully resisted his Crown and Government, and who persist in principles and opinions which are hostile to the British Constitution.

Read a Report from the Land Board of the County of Dundas which had been previously read to the Council on the 17th of last March, and ordered to stand over for further consideration.

Resolved that the following letter be written to the above-mentioned Land Board by the Clerk to the Council.

Gentlemen,—I have laid before His Excellency the Lieutenant Governor and the Honourable the Executive Council, the Minutes of the Land Board of the County of Dundas on the 17th of December last.

I am to request you will be so good as to transmit the names of such half-pay officers whose claims were finally approved of by Lord Dorchester and the Council of the late Province of Quebec for their additional lands previous to the separation of the Provinces, that the certificates which you require may be sent accordingly; in regard to the altering of the chequered plan of dividing the townships to be granted, and adopting that of Lower Canada, I am directed to observe that His Excellency, the Lieutenant Governor, and the Executive Council having formed the plan which has been transmitted with due deliberation, are not inclined to alter it.

I am, Gentlemen, etc., etc.,

To the members of the Land Board of the County of Dundas.

Wednesday, 16th April, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

His Excellency ordered several petitions that had been presented to be read to the Board.

Read a petition signed Richard Cartwright, Junior, praying for permission to build a store upon the water lot opposite his town lot at Kingston, and likewise to include in the grant the beach marked A up to the bank B specified and accurately drawn in the plan accompanying the petition by Mr. Aitkin, Deputy Surveyor. Ordered that the prayer of this petition be granted.

Joshua Hatheway of the State of Vermont attended the Board and personally petitioned for one or more townships for himself and very numerous associates consisting of upwards of one hundred families. Resolved that as it appears this petitioner is an agent or patentee for sundry persons belonging to the United States, and does not himself propose being an inhabitant of this Province, his petition cannot be granted.

Read a report from the magistrates and principal inhabitants of the Home District at the last April Quarter Sessions relative to the establishment of ferries upon the Niagara River under certain rules and regulations and restrictions. This report is submitted in consequence of a letter from His Excellency the Lieutenant Governor to the magistrates, etc., requesting their opinion upon this subject. Ordered that this report be referred to the Receiver General.

Read a petition signed Robert Kerr, John Ferguson, William Johnson, James Vanhorne and others, their associates, loyalists, praying for a township of land to the southward of the river Trent opposite an island in the said river,

and in the rear of the Townships of Murray or Cramahé. Robert Kerr, Esq., appeared in behalf of himself and associates. Ordered that the prayer of this petition be granted.

His Excellency directed the Eighth Article of the Rules and Regulations framed by the Governor and Council of the late Province of Quebec bearing date the twenty-fifth of August, 1789, for the conduct of the Land Office Department to be read, whereby the several Boards are restricted from granting such spots as contain conveniences for mills which are to be reserved in the hands of the Crown, and upon a due consideration of the increase of population, and wealth within the Province; it appearing to His Excellency and the Council that the reasons assigned for laying such restraint no longer subsist, it would therefore not be conformable to His Majesty's gracious intentions of promoting the welfare and prosperity of his subjects in this Province should these restrictions continue to be imposed.

Resolved that all proprietors of land having thereon conveniences for the erection of mills are hereby permitted and authorized to make use of such advantages provided they do not thereby prejudice the navigation, or obstruct the passage of fish in those waters where they usually resort.

Provided always that this permission does not extend to any part of the river above or below the Falls of Niagara forming the military communication between Lake Erie and Lake Ontario, which is reserved for the purposes of the Crown.

Read a petition signed Richard Duncan, John Munro, Thomas Frazer, William Frazer, Peter Drummond, Justus Sherwood, Joel Stone, James Watson, Samuel Broom, Colin McGregor, Moses Robinson, Samuel Safford, Jonathan Arnold, Joseph Fay, David Fay, and very numerous associates, praying for certain tracts of the waste lands of the Crown in sundry parts of the Province, amounting to thirty townships.

Captain Thomas Frazer attended the Board in behalf of himself and the above-named petitioners and their several associates. Resolved that the prayer of this petition is inadmissible.

To His Excellency John Graves Simcoe, Lieutenant Governor and Commander in Chief in and over His Majesty's Province of Upper Canada, Chancellor and Vice Admiral of the same:

The memorial of Charles, by Divine permission Bishop of Nova Scotia, and authorized to exercise episcopal jurisdiction in the Province aforesaid,

Respectfully Sheweth: That your memorialist desirous to promote a proper sense of the respect which is due to His Majesty's representative, and to others in authority, hath prepared certain collects or prayers for the Lieutenant Governor and Council of the said Province and for the Legislature during their Session; which collects are taken from the Liturgy of the Church of England and Ireland and adapted to the state of this country. That as religion affords the best security for the rectitude of human actions and conduct in the various walks of life, your memorialist is of opinion that the use of those collects in time of public worship will have a tendency to impress the minds of people with sentiments of reverence both towards magistrates and towards their office, which is the institution of Him who is the fountain of all power and was designed for the happiness and benefit of mankind, and that those sentiments will, when deeply impressed, contribute much to the peace and order of society and to produce a ready obedience to lawful authority for conscience sake.

Your memorialist therefore humbly prays that Your Excellency would be pleased to authorize the use of said collects or prayers, and to direct that they

may be read in time of divine service, as specified by the rubric prefixed to each in all churches, chapels and places of public worship, by the clergy of the Church of England within the Province under your jurisdiction.

Your memorialist hath the honour to be with the greatest respect,

Your Excellency's Most Obedient and most Humble Servant,

Charles, Nova Scotia.

Halifax, March 1st, 1793.

Saturday, 18th May, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

John Small, Esq., Clerk of the Council appeared and took the oath required, together with the oaths of office.

The petition of Elihu Warner for one hundred and eighty thousand acres of land sufficient for two hundred acres of land for nine hundred settlers. Resolved that Mr. Elihu Warner may have a grant of lands not exceeding six hundred acres, but that it is not expedient to admit a numerous body of settlers without proof of their attachment to the principles of the British Constitution and to His Majesty's Government, but that all persons of known and approved loyalty may come forward with full confidence that His Majesty's bounty will be extended to them agreeably to His Excellency's Proclamation, and to such others for whose moral character and inoffensive deportment they will vouch and be responsible.

The petition of Jererd Ingersoll, and others, for a township. Resolved that the prayer of this petition is inadmissible, but a proportion of land will be granted to himself and family.

J. G. Simcoe

A PROCLAMATION

By His Excellency John Graves Simcoe, Esquire, Lieutenant Governor of Upper Canada, etc.

Whereas it hath been represented to me by memorial of the Right Reverend Father in God, the Bishop of Nova Scotia, that he hath prepared certain collects or prayers for the Lieutenant Governor and Council, and for the Legislature during their Session, which collects are taken from the Liturgy of the Church of England and Ireland, and adapted to the state of this country, and whereas, by the same memorial it is further represented that the regular use of those prayers in time of public worship will have a tendency to impress the minds of the people with due sentiments of reverence for the civil authority which is ordained for their benefit, and that such sentiments, by exciting a spirit of willing obedience for conscience sake, will contribute much to the peace and good order of the community.

I have therefore thought fit, by and with the advice of His Majesty's Council, to authorize the use of the said collects or prayers, and I do hereby authorize and direct that they be regularly used and read in the time of divine service as specified in the respective rubrics prefixed to the said collects hereunto subjoined in all churches and places of public worship by the clergy of the established church within this Province.

Given under my hand and seal at Navy Hall, the eighteenth day of May, in the year of our Lord one thousand seven hundred and ninety-three and in the thirty-third year of His Majesty's reign. By His Excellency's Command.

JOHN SMALL.

PRAYERS

A prayer for the Lieutenant Governor to be read immediately before the General Thanksgiving and Evening Prayer:

Almighty God from whom all power is derived, we humbly beseech thee to bless thy servant the Lieutenant Governor of this Province and grant that he may use the sword which our Sovereign Lord the King hath committed into his hand, with justice and mercy according to thy blessed will, for the protection of this people and the true religion established among us; enlighten him with thy grace, preserve him by thy providence, and compass him with thy favour. Bless, we beseech thee, the whole Council, direct their consultations to the advancement of thy glory, the good of thy Church, the honour of His Sacred Majesty and the safety and welfare of this Province, grant this, O Merciful Father, for Jesus Christ his sake, our only Saviour and Redeemer, Amen.

Or this:

Almighty God in whose hand all earthly power doth consist, we humbly beseech thee to bless thy servant the Lieutenant Governor of this Province; and grant that the sword which our dread Sovereign Lord the King hath committed into his hand, he may wield in thy faith and fear, and use according to thy blessed will and word. Let thy grace enlighten him, thy goodness confirm him, and thy providence protect him. Bless, we beseech thee, the whole Council, direct their consultations to the advancement of thy glory, the good of thy Church, the honour of His Sacred Majesty, and the safety and welfare of this Province, grant this, O Merciful Father, for Jesus Christ his sake, our only Saviour and Redeemer, Amen.

A prayer for the Legislature of ye Province to be read during their Session, before the General Thanksgiving in Morning and Evening Prayer:

Most gracious God, we humbly beseech thee as for the kingdoms of Great Britain and Ireland and His Majesty's other dominions in general, so especially for this Province. And herein particularly for His Excellency the Lieutenant Governor, the Council and Assembly, under our most gracious and religious King, in their legislative capacity at this time assembled. That thou wouldst be pleased to direct and prosper all their consultations to the advancement of thy glory, the good of thy Church, the safety, honour and welfare of our Sovereign and this Province; that all things may be so ordered and settled by their endeavours upon the best and surest foundations, that peace and happiness, truth and justice, religion and piety, may be established among us for all generations. These and all other necessities for them, for us, and thy whole Church, we humbly beg in the name and mediation of Jesus Christ, our most blessed Lord and Saviour, Amen.

Monday, 20th May, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

Mr. Smith laid before His Excellency and Council a letter from Mr. Drew and associates dated the 2nd May, 1793, praying for two townships, one for himself and associates, and the other for Doctor Edward Campbell, and associates. Ordered that a survey be made of them and that one be called Rawden and the other be called Huntingdon.

The petition of Lieut. Archibald McDonell for 1,000 acres four miles up the Black Creek, to erect a grist mill upon, etc. Ordered that the same be granted when the land is surveyed.

The petition of Alexis Maisonneville, Esq., of Detroit, praying for a tract of land containing four acres in front by eighty in depth, situate between the farm of your petitioner and Antoine Lewis Labadie. The above lands being referred to His Excellency, the Lieutenant Governor in Council, it appears that Ensign Carden having obtained this land under an Indian grant in direct violation of His Majesty's Proclamation in the year 1763, can have no title whatsoever. They are pleased to direct that the lands aforesaid be granted to Alexis Maisonneville, Esq.

Several petitions for islands were presented and found inadmissible, there being a General Order in Council that no island will be granted.

Friday, 24th May, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

Devenport Phelps and James Wheelock: Petition for themselves and associates for a township. Referred to the Deputy Surveyor General and ordered to attend to-morrow.

Isaac Swayze: Petitions for himself and associates for a township. Resolved that the prayer of this petition is inadmissible, but permitted to look out where land is surveyed.

John Coltman: Petitions for 200 acres of land at Toronto, and 200 more at the head of Lake Ontario. Ordered that Mr. Coltman has a town lot at Toronto and that his petition for 200 acres at the head of the lake will be taken into consideration when the same be surveyed.

Ezra Dean: Petitions for 200 acres for 200 petitioners each, amounting to 40,000 acres. Ordered to attend to-morrow.

David Brass, Lieutenant in Colonel Butler's late Corps of Rangers: Petitions for 1,050 acres of land the residue of 2,000 acres, and that the same be granted in the Township of Hope. Resolved that the prayer of this petition is inadmissible, the Township of Hope being already granted.

Hugh McDonell: Petitions for a tract of land ten miles square may be granted to him and his associates. Resolved, is informal for want of addition to petitioner's name and date of time or place.

Amos Ansley: Petitioner having discovered iron ore, sufficient in quantity and quality to encourage him to erect a bloomery, prays that he may be authorized to carry on the business of making iron in the Middle District. Resolved that the prayer of this petition is inadmissible, the mines being reserved for the King.

Saturday, 25th May, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

Devenport Phelps and James Wheelock attended from the order of yesterday with the Surveyor General, and His Excellency the Lieutenant Governor in Council were pleased to order them a township in the County of Lincoln in the rear of townships Nos. 7 and 8—and if any of the lands should be taken up, or not land sufficient to complete a township to be made good with the land most contiguous to the same. (See Land Book I, 224.)

Ezra Dean: Petitioner and associates for 40,000 acres, inadmissible, but ordered by His Excellency and Council that he and his associates shall have

twenty thousand acres only, in the Chippawa or Welland, and that the same be kept open for two years.

Thomas Collins: Petitions for a tract of land of 69,120 acres. The prayer is inadmissible, but ordered by His Excellency and Council that he may have a grant of two farm lots for himself and son at Toronto.

John McMillan: Praying for a grant of land of 69,120 acres, inadmissible, but ordered that he shall have twelve hundred acres for himself and five sons.

A certificate from the Land Board of the Home District was presented by D. W. Smith, recommending that he should receive a grant in the Town of Newark of four town lots equal to four acres of land with the examination of the Attorney General thereon as to the regularity of the certificate. The Council were pleased to approve the same and ordered that the Surveyor General may be directed to describe the land and that His Majesty's Attorney General be desired to frame and prepare a grant for the same.

JOHN SMALL, Clerk.

Thursday, 30th May, 1793.

At the Council Chamber, Navy Hall.

Present: The Honourables William Osgoode, Chief Justice; Peter Russell and James Baby.

Benjamin Green: Petitions for a township. Ordered that it stand over for want of specification.

Roger Stevens and associates of Marlborough, County of Grenville, petition for a townhsip and also petition for four hundred acres of land on the Great Falls on the River Rideau, having erected a good saw mill thereon and has at this time the necessary preparations to build a grist mill in consequence of the Land Board of Luneberg promising to recommend him to His Excellency in Council for a grant of the same. Ordered that the four hundred acres be granted, but not the township.

The inhabitants of the Township of Young: Petition for the township to be properly surveyed, to secure Captain Jessup possession of lot No. 8 where he is building a grist and saw mill in said township. Ordered that immediate steps be taken to make an accurate survey of the Township of Young, and that special care be given to secure Captain Jessup possession of the 400 acres of land he now occupies, conformable to the recommendation of the Board.

Thomas Dewey: Petitions for himself and associates of 230 men praying for an allotment of 200 acres for each on the River La Tranche. Ordered that Thomas Dewey shall have twenty thousand acres, and the same be kept open for two years.

Timothy Thompson and Samuel Thompson, brothers to Captain Andrew Thompson who was drowned when on duty last war and, by an agreement made before his death, left his effects and property to the petitioners, that as a reward for his past services, they hope he was entitled to land allowed to officers of his rank and they most humbly pray to locate the same in the township at the head of the Bay of Quinté. Resolved that the prayer of this petition stand over for further consideration.

John Heaven and George Heaven petition for land at Long Point. Resolved that the prayer of the petition is inadmissible and that the petitioners look out for land elsewhere.

Willoughby Willard and a great many others petition praying for a tract of land ten miles square. Ordered to stand over for further specifications.

JOHN SMALL.

Friday, 8th June, 1793.

Council Chamber, Navy Hall.

Present: The Honourables William Osgoode, Chief Justice; Peter Russell, James Baby, and Alexander Grant.

Major Smith petitions for 5,000 acres of land. Ordered to stand over till the Acting Surveyor General can attend.

John Smith petitions for land. It appearing that he has not cultivated more than 15 acres of the 200 already granted, ordered that there will be no further grant.

Thomas Wilson petitions for 100 acres of glebe land in the County of Lincoln. Ordered to be referred to the Receiver General.

Benjamin Green petitions for a township. Ordered to stand over till the next Council.

Peter Van Alstine petitions for 400 acres of land to erect a grist mill. Ordered to stand over till the next Council, and to refer to the returns of the Land Board of Marysburg.

Alexander Campbell petitions for two townships. Ordered to be inadmissible, the Council having come to a resolution for the present not to grant any more townships.

The Elders and Deacons of the Lutheran Church, County of Dundas, petition that having built a church in the center of the Township of Williamsburg granted to them by His Excellency, Lord Dorchester, humbly pray that a charter may be granted to them and their successors under the name of St. George's Church. Ordered to be referred to the Attorney General.

Presbyterian Congregation, County Dundas: Memorial praying that the westernmost side of a lot of land having been granted to them by His Excellency, Lord Dorchester, in the center of the Township of Williamsburg, that a grant of the same may be made to them to build a Church and school thereon. Ordered to be referred to the Attorney General.

John Staring: Petitions for land. Ordered to write to the Land Board of Williamsburg to recommend him provided they have no reason why the same should not be granted.

Alexander Campbell, Esq: Petitions for thirty-five persons for 1000 acres of land each. Ordered that it is not expedient to grant the prayer of the petition, but that 200 acres of land be granted to every head of a family, and in addition to each family, 100 acres of land to every male and 50 acres to every female.

Lieutenant Howard: Memorial praying for two thousand acres of land that John Pringle, Ensign in the late 84th Regiment, made over to him and his assignees forever, before witness. Ordered that it does not appear that Ensign Pringle was ever in possession of the lands mentioned in the memorial. The Executive Council do not conceive that he was at liberty to make any assignment of the lands prayed for by Lieutenant Howard, and that the same cannot be granted.

John Dennison: Memorial for 1000 acres of land in the neighbourhood of Edwardsburg. Ordered to be referred to the Land Board of the District of Edwardsburg.

Jemima Johnson, Sarah Johnson and Mary Johnson: Memorial for certain lands that were located by their father, Brant Johnson, in the year 1785, which lands have since been assigned by their father for their use, pray that the same may be confirmed to them by a grant. Ordered to be referred to the Land Board of the Home District.

John Murehead, a loyalist, with eleven others: Memorial from Kingston,

praying that the lands which they have drawn nine miles behind the said town may be properly surveyed, as it is impracticable at present to find out the lots drawn, particularly in the second and third concession. Ordered to be referred to the Land Board there.

JOHN SMALL.

Friday, 15th June, 1793.

At the Council Chamber, Navy Hall.

Present: The Honourables William Osgoode, Chief Justice; Peter Russell, James Baby and Alexander Grant.

Benjamin Green and associates for a township. Ordered that the prayer of the memorial cannot be granted, but that they shall have a grant of twenty thousand acres.

David Secord: Memorial for a grant of land of 500 acres which his father was put in possession of by Lieutenant Colonel Button, and that the same may be secured to him. Ordered that the prayer of the petition be granted and that the Surveyor General be directed to make out a return of survey of the premises.

Benjamin Canby: Petition for 200 acres of land to erect a saw mill up Moor's Creek. Ordered that the same be granted, and that the Surveyor General be directed to make a survey of the same.

James Rogers, son of Colonel Rogers, late of the County Lenox: Memorial praying for a compensation for the great losses of his father, etc. Resolved that the prayer of the memorial is inadmissible.

Esther Ross, Widow of Lieutenant Troup: Memorial praying for 1000 acres of land. Ordered that the same be granted.

William Venevery: Memorial for three lots of land, Nos. 96, 97 and 120, in the Ninth Township. Ordered that the prayer of the memorial be granted.

William Baker: Petition for lands at Toronto.

Thomas Baxter: Petition for lands at Toronto. Ordered that they both stand over till arrangements are completely settled.

James Huestis, Lieutenant: Memorial for land. Ordered to stand over for further specification.

John Depue: Memorial for an equivalent quantity of land to others that served as Lieutenant having received 500 acres only. Ordered that 1200 acres be granted when specified.

Joshua Booth, Esq: Memorial for 200 acres of land in the gore between Kingston and Ernest-Town, as a proper situation to build a mill upon. Ordered that the same be granted.

The Reverend Mr. Steward: Memorial for additional lands, being and lying in Ernest-Town in order to put him upon an equal footing with the subaltern officers of the regiment in which he served. Granted; to be referred to the Land Board of Kingston to be carried into execution.

Friday, 22nd June, 1793.

At the Council Chamber, Navy Hall.

Present: The Honourables William Osgoode, Chief Justice; Peter Russell, James Baby and Alexander Grant.

D. W. Smith: Petition for 3 lots in the first concession and 3 lots in the second concession of the second township south side River La Tranche. If not room in the second township, then in the third township. Granted, and ordered that the Board be directed to order the surveyor to locate the petitioner.

Major Smith: Petition for 5000 acres of land for his services in America. Prays to be located in Township No. 9 near Toronto as per enclosed sketch. Ordered that the prayer of the petition be granted, and that the surveyor be ordered to make a return of survey.

Mrs. Perthuia: Memorial for herself and two daughters. Referred to the Land Board of Detroit, and in consequence of her husband's services the Board be directed to give a ticket of location for herself and one to each of her daughters.

Abel Stevens and associates: Memorial for a township. Resolved that the prayer of memorial is inadmissible, but ordered that he shall have a grant of 200 acres of land for himself and 200 acres for each of his children in the Township of Scarborough.

Peter Russell, Esq.: Petition for lots No. 4 and 5 in the front concession of the township on the north side of Burlington Bay with their broken front containing about 300 acres each. Ordered that the same be granted.

John Birch, Esq.: Petition praying to erect a saw mill higher up the river on his own farm being a more convenient place than his present mill stance. Ordered to stand over for consultation with His Excellency.

Naval Officers: Petition, Fort Erie, 26th October, 1792.

Alexander Grant, Esq.: as Commodore, praying 5,000 acres.

Alexander Harron, Lieutenant and Commander, 3,000 acres.

David Cowan and Henry Ford, Lieutenants, each for 2,000 acres. Ordered to stand over for consultation with His Excellency.

Wm. Marsh, Senior: Memorial praying for a grant of land in the Township of Ameliasburgh, County of Prince Edward, about five miles distance south-eastwardly of south landing of the carrying-place, on a small stream of water which discharges itself at the head of the Bay of Quinté into Lake Ontario with permission to erect a saw mill upon the said stream. Ordered that the same be granted and in conformity to the memorial, that the surveyor be directed to assign Mr. Marsh six hundred and fifty acres of land mentioned in the certificate—and that a letter be written to Mr. Baker to recommend that Matthias Marsh, Samuel Marsh and Acey Weller may continue on their improvements in the Township of Murray.

Joseph Ketchum and associates for a township. The prayer of the petition not granted, but ordered that he shall have one thousand acres for himself and 200 acres for each of his children that he shall bring to settle with him in the Township of Scarborough.

Mr. Manning Read and associates for a township. The prayer of petition not granted, but ordered that he shall have six hundred acres for himself and six hundred acres for his father and two hundred acres of land for each of his brothers.

John Blacker: Petition praying for a grant of reserved land, lot No. 2 on the broken lands in front of the Township of Murray having settled and improved the same. Ordered to stand over for further consideration.

Peter Van Alstyne, Esq.: Petition for lots Nos. 5 and 6 in the Township of Marysburg containing 400 acres and to erect a mill thereon for the benefit of the public, &c., prays that the same may be granted to him. Ordered that the same be granted.

Philip McGregory: Petition praying to erect a saw mill upon his farm up the Fifteen Mile Creek. Ordered that the same be granted.

The inhabitants of L'Assomption: Petition praying for a grant of the back concessions there. Ordered that the same be referred to the Land Board.

Mr. Johnson Chew: Petition for 2000 acres of land on or near the River Rideau. Granted, and ordered to be referred to Surveyor General.

Mr. William Francis, Quarter Master in the King's late American Dragoons, and associates. Ordered that he shall have a grant of ten thousand acres for himself and twelve families and that the same shall be reserved at Long Point.

Israel Williams and associates, for a township. Ordered to stand over for want of specification.

Mr. Henry Hay: Petition for 5,000 acres on the River La Tranche to be granted to his mother and family, widow of the late Governor Hay of Detroit and a reduced Field Officer. The prayer of this petition granted and ordered that the Surveyor General be directed to make a return of survey of the premises agreeable to the form of the petition.

William and David Robinson and George Leith and Co. &c., merchants at Detroit. Petition praying permission to erect a wharf opposite the Town of Detroit at the landing of the East Water Gate. Ordered that the same be referred to His Excellency.

James Allen, of Detroit: Petition praying for a grant of land, lots Nos. 5 and 6 on the east side of the River La Peche. Ordered that the same be granted, provided it is not located, but to be referred to the Land Board.

Captain George Lawe: Memorial to locate 3,000 acres of land in the township prayed for by Major Smith, or else on Chippawa. Ordered that the prayer of this memorial be granted.

JOHN SMALL, Clerk.

Friday, 29th June, 1793.

At the Council Chamber, Navy Hall.

Present: The Honourables William Osgoode, Chief Justice; Peter Russell, James Baby and Alexander Grant.

D. W. Smith, Acting Surveyor General, appeared and took the Oaths of Office.

Major Tenbroke: Memorialist having built the house in which the Rev. Mr. Addison now lives, together with the out-buildings, &c., cost upwards of six hundred pounds, which is now included in the town limit, prays His Excellency will take his case into consideration and grant him a lot of land within the last limits of survey as reserved lands for Government. Resolved that the Executive Council cannot dispose of any of the reserved lands.

Captain Munro: Petition praying to have the three thousand acres that he has received and improved confirmed to him by Letters Patent under the Great Seal of the Province with benefit of any stream of water adjoining or running through the same. Granted and ordered that the Surveyor General be directed to make out a return of survey.

Captain Duncan: Petition praying to have the three thousand acres of land that he has received and improved confirmed to him by Letters Patent, etc., with benefit of any stream of water adjoining or running through the same. Granted and ordered that the Surveyor General be directed to make out a return of survey.

Hugh Munro of Edwardsburg: Petition praying for 1,000 acres of land in addition to two thousand already received. Ordered that the same be granted, upon a specification being presented.

Thos. Allen, Lieut.: Petition for 1,200 acres of land in Major Smith's township, or in the neighbourhood of Toronto. Ordered to stand over for further specification.

Joshua Booth: Petition for four hundred acres of land at Thurlow, Midland

District, in addition to six hundred acres already received. Ordered that the same be granted, if room.

Peter J. Smith, Lieut.: Petition for lands near Toronto. Ordered that none be granted for the present.

Moses Goddard and associates: Petition for a township. Ordered to stand over for consultation with His Excellency.

Elisha Baker and associates: Petition for a township. Ordered to stand over for consultation with His Excellency.

John Blacker¹: Petition stood over from the last Council, is now laid before the Council by the Surveyor General and recommended by His Excellency, that a special order may be made in Council to confirm John Blacker in the land he has actually improved upon the reserves to the extent of thirty acres and that he may receive a lease for the remainder of the 200 acres upon paying a small acknowledgment. Ordered by the Executive Council that the same be granted.

Lemuel Blanchard and associates: Petition for a township. Ordered to stand over for consultation with His Excellency.

Henry Christler, Senior: Petition for lots Nos. 42 and 43, south side, head of Burlington Bay.

Henry Christler, Junior: Petition for lot No. 41, south side head of Burlington Bay.

Ordered that they are both granted.

Mr. Willowby Willard and associates: Petition for a township. Ordered to stand over for consultation with His Excellency.

James Wilson, John Smith, David Jones, Conrad Filman, William Mcleese, Thomas Wilson, Isaac Horning, John Filman, Ab'r Bowman, Christopher Almont, Peter Bowman, John Westbrook, Joseph Smith, John Smith, Junior; Edward Smith, John Book, Abraham Horning, Matthew Lampman, Conrad Latham, John Aikman, William Smith and Anthony Westbrook: Memorial that having made the settlements on which they live adjoining the west line of Township No. 8, near the road lately laid out from the head of Lake Ontario to the River La Tranche, that they were encouraged by the Land Board and Acting Surveyor to settle upon those lands four years before they were surveyed, which proves now to be reserved lands, your petitioners pray that the same may be confirmed to them. Ordered that they be confirmed in the possession of their lands and that the Surveyor be directed to make reserves for the Crown in some other part of the township.

Lieutenant Huestis: Petition for lot No. 31, second concession, and lot No. 32, third concession, Township Hope. Granted.

Joseph Keeler and associates: Petition for a township. Ordered to stand over for consultation with His Excellency.

Samuel Thomson: Petition that having served as an Officer in the late corps of Butler's Rangers until the year 1778, petitioner's ill-health induced him to accept of the office of Store-keeper to the Indian Department in which employment he remained from that time to the year 1787, prays that he may be put upon the same footing with other subalterns of the reduced corps. The Land Board in the Midland District, in consideration of and with a knowledge of the merits of petitioner, have granted him 600 acres on which he has made valuable improvements. Ordered to be referred back to know what commission he held.

James Farquharson, Assistant Commissary General: Memorial for a proportionable share of lands, and conceives himself entitled to more than the

¹Land Book F. p. 251.

500 acres granted to him by Lord Dorchester. Ordered to stand over to consult with His Excellency.

Henry Willard Hunt and associates: Petition for a township. No more townships to be granted. Referred to the Surveyor General.

Elizabeth White, relict of the late Alexander White, praying to have eight hundred acres confirmed to her, that she may transfer the same. Ordered that the same be referred to the Surveyor General.

Terence Smith: Petition for 2,000 acres of land. Prayer of petition not granted, but ordered that he shall have 1,200.

Aaron Brads: Petitioner being settled upon reserved lands, which lands are to be laid out into parcels or town parks, prays that he may have the one he now lives on together with a grant for an adjoining lot to his grand-son. Ordered that the same be referred to the engineers.

Elisha Dennison and associates: Petition for a township. Not granted, but ordered that he shall have 200 acres of land for himself if he chooses to settle in the Province and encouragement for his associates as they come in.

Solomon Spafford and associates: Petition for a township. Not granted, but ordered that six hundred acres be granted for himself and two hundred for each of his children.

Gabriel Lakin and associates: Petition for a township. Not granted, but ordered if disposed to settle himself, 200 acres, and 200 acres for every loyalist that will appear in person.

Calvin May and associates: Petition for a township. Ordered that the same be not granted.

John Van Zanett and associates: Petition for a township. Ordered that the same be not granted.

Abra Lavory: Petition for land at Toronto. Ordered to be referred with the rest of petitions for Toronto.

JOHN SMALL, Clerk.

10th July, 1793.

At the Council Chamber, Navy Hall.

Present: The Honourables William Osgoode, Chief Justice; Peter Russell, James Baby and Alexander Grant.

Alexander Campbell, Esq.: Memorial that having given up certain lands upon south side of Lake St. Francis, at the request of His Excellency, Lord Dorchester, upon promise of an equal grant being made to him for the same, prays His Excellency and the Council will take his case into consideration and grant an order for his lands wherever they may be found vacant. Ordered that an allotment of twelve hundred acres of land be granted to the petitioner in any unlocated place that he may point out.

Naval Officers, Fort Erie: Petition presented the 22nd June last. Ordered that the prayer of the petition be granted.

Lemuel Blanchard and associates: For a township lying in the rear of the ninth township on the north shore of Lake Ontario. Ordered that the prayer of petition be granted.

Joseph Easton and associates: Memorial for a township. Ordered that the remaining part of a township in the rear of Elizabeth-Town be granted.

Elisha Baker and associates, and Moses Goddard and associates: For a township each. Ordered that a township at the back of Cramahé be granted to them and their associates together; and that Willard Hunt and his family be allowed to locate two thousand acres in the same township.

Henry Willard Hunt and associates: Petition for a township. Ordered that Mr. Hunt shall have a grant of two thousand acres, only, for himself and family in the township granted to Messrs. Elisha Baker and Moses Goddard.

Israel Williams and associates: Petition praying for twenty or thirty thousand acres of land. Ordered that Mr. Williams shall have a grant of thirty thousand acres adjoining the southerly line of the Township of Oxford and westerly of the River Rideau.

Joseph Keeler and associates: Petition for a township. Ordered that half a township in the rear of Haldimand be granted to Mr. Keeler and associates, and that the other half shall be reserved.

Nathan Lewis: Petition for a lot on the north side the River La Tranche. Ordered to be referred to the Land Board, Detroit.

Senseman (Headman): Petition from the Moravians praying for a tract of land on River La Tranche to be located on a width of six and three-quarter miles about their village extending twelve miles back on the south side and northward to the purchase line. Ordered that the same be granted.

Joseph Little and associates: Petition for a grant of land ten miles square. Ordered that the prayer of petition be not granted, but that he shall have a grant of four hundred acres for himself.

Arthur McCormick, assistant store-keeper, Indian Department: Memorial praying to locate his land at Toronto. Ordered that a town lot be granted and the petition be filed with the Toronto petitions.

Neil McLean, Assistant Commissary General: Memorialist, having served His Majesty with some credit four and thirty years as Commissary, conceives himself, as a reduced officer in 1783 from 20s. to 7s. 6d. per day and long residence in this Province, entitled to 3,000 acres of the waste lands of the Crown. Resolved that the Council would feel themselves extremely happy could they comply with the prayer of the petition, but they are pleased to order that he shall have a grant of 1,200 acres, and in consideration of his having been a faithful servant of governments, they are pleased to order that Mrs. Mary McLean shall have a grant of 800 acres.

Lieutenant Allison, 5th Regiment, petitions for 1,000 acres in the Township of Long Point and 1,000 acres on Kettle Creek, both on Lake Erie. Ordered that the 1,000 acres on Kettle Creek be granted, and that the petitioner's name be inserted with those who have made application for lands at Long Point.

Benjamin Van Every: Memorial praying for certain lands to be confirmed to John McDonell in order that they may be assigned to himself. Resolved that it does not come under the recognisance of the Council.

Samuel Allds: Memorial for a township. Ordered that he shall have a grant of four hundred acres only.

Samuel Graggs and associates: Memorial for a township. Not granted, but ordered that he shall have a grant of one thousand acres for himself and family, to be referred to the Surveyor General.

John Cumming, Kingston: Petition for a town lot at Toronto. Ordered that the same be granted.

Francis Willowby Willard: Memorial for a township on the River La Tranche. Ordered that no land will be granted there till it is surveyed, but that Mr. Willard shall have a farm lot and town lot at Toronto, and an additional grant to make up the whole together, one thousand acres.

Michael Showers, Senior: Petition for lots Nos. 11 and 12; and Michael Showers, Junior, for lots Nos. 49 and 50, being in Ancaster at the head of Burling-

ton Bay, should there appear to be no other claimants. Ordered that the same be granted.

George Mosley, Benjamin Mosley and Herman Hostetor: Petitioners having served as carpenters in the Engineers Department last war, request His Excellency and Council will grant them a two hundred acre lot each at Toronto. Ordered that the same be granted and to be filed with the Toronto petitions.

Thomas Watson and Effingham Lawrence: Petition for a township or tract of lands 10 miles square on the north side of the township which is granted to a number of Quakers, and west of the Indian lands, and that the said township may be called Lawrence. Ordered that the prayer of the petition be granted.

Timothy Skinner: Petition for a grant of one hundred acres of land where a small creek runs a little below Point Ebene above Fort Erie with permission to erect a mill upon said stream. Ordered that the prayer of petition be granted.

The inhabitants settled round the point called Sugar Loaf, above Fort Erie, petition, praying a survey of their lands. Ordered that directions be given to Surveyor General to carry it into execution as fast as possible.

The inhabitants of L'Assomption petition praying for a grant of the back concessions there. Ordered that the prayer of the petition be granted, provided it does not interfere with any settlement already made.

John Bradt, Lieutenant in Colonel Butler's Rangers: Petitioner having obtained a grant of eight hundred and seventy-five acres in March, 1792, from the Land Board of Nassau as part of the lands promised him as a reduced officer, certificates of which are herewith produced, but a new survey having been laid out with reserves which will very considerably lessen the quantity located, petitioner therefore most humbly prays that the certificates of the Land Board may be confirmed for 875 acres of land as described therein. Petitioner further prays that he may locate on the nearest unreserved and ungranted lots to these six hundred and twenty-five acres still due to him of the quantity allowed to a reduced officer. Resolved, that it appearing upon the face of documents brought forward in support of this petition that the Land Board have exceeded the limits of their power granted to them by the Rules and Regulations for the Land-granting Department, and no report being made from the Surveyor General's Office at Quebec of the location of your petitioner, and it appearing further from the dates of the certificates that the lands in question were granted at a time when they were the property of the Indians, this Board cannot confirm the certificates, but resolve that the petitioner's right is not thereby precluded from obtaining the quantity of land to which he is entitled as near to the original lots as may be.

JOHN SMALL, C.E.C.

11th July, 1793.

At the Council Chamber, Navy Hall.

Present: The Honourables William Osgoode, Chief Justice; Alexander Grant and James Baby.

Hugh Monholland: Memorial for land for himself and ten children. Ordered that he shall have a grant of eight hundred acres for himself and family.

Hazleton Spencer, Lieutenant: Memorial in behalf of himself and Lieutenant Oliver Church, that having located some time since on the north side of Burlington Bay lot No. 2 which lands were apportioned to them as part of the lands they were entitled to draw, are desirous of being confirmed in the possession of said lands. Ordered as there appears to be no return of location from the

Surveyor General's Office at Quebec, to stand over to know by what authority those lands were located.

Wilson Doan: Memorial for to rent the reserved lots near the falls and leave to erect a saw mill upon a small stream which runs through his sister's lot. Ordered, that being upon the military communication cannot be granted.

Benjamin Canby: Memorial that having purchased a piece of land of Samuel Street, Esq., at the Landing, with about half an acre of ground, on which he had a tanyard and other buildings which cost a large sum, prays that he may have the same again, but submits the matter to the Honourable Board, not doubting but he shall receive the most comfortable satisfaction. Ordered that being upon the military communication the same cannot be granted.

Thomas Davis: Petitioner came to this Province in July, 1790, and was directed to settle upon lots Nos. 5 and 6, in the eighth township for which he prays to have a grant of the same. Ordered that the Land Board be authorized to grant the prayer of the petition.

William Davis: Petitioner came to this Province in August last and applied for land, has taken lots No. 3 and 4, in 8th township, for which he prays to have a grant of the same. Ordered that the Land Board be authorised to grant the prayer of petition.

William Ashley, late soldier in His Majesty's 34th Regiment: Petitioner being discharged at Quebec came into this Province with a recommendation to Mr. Collins, the Surveyor, who ordered him to take any unlocated land, which he did near his wife's father's, and having lived upon it near six years and cleared twenty acres and built a good house upon the same, but petitioner having no certificate prays that he may have a grant of the same. Ordered to be referred to the Surveyor General.

Abel Land: Memorial for lots Nos. 18 and 19 in the fifth concession of the 7th township. Ordered that the Land Board be authorized to grant the prayer of petition.

John Pettit: Memorial for lot No. 19 in the first and second concession.

Bartholomew London: Memorial for lots Nos. 18 and 19 in the third concession.

Richard London: Memorial for lots Nos. 16 and 17 in the third concession.

George Corman: Memorial for lots Nos. 21 and 22 in the third concession.

James Lee: Memorial for lots Nos. 20 and 21 in the fourth concession.

John McDeade: Memorial for lot 27 in the fourth concession.

John McDeade: Memorial for lot 26 in the sixth concession, (in dispute). All in the seventh township.

Ordered that the Land Board be authorized to grant the prayer of petitions ali but John McDeade's second lot No. 26, in the sixth concession in dispute.

Samuel Thompson, Lieutenant: Memorial praying for fourteen hundred acres of land with what he has received before, to put him upon an equal footing with other officers of his rank. Ordered that the prayer of the petitioner be granted.

Jemina Johnson, Sarah Johnson and Mary Johnson: Memorial was presented on the 8th June last, and referred to the Land Board of Marysburg. Having read the Minutes of that Board it is ordered that the prayer of the memorial be confirmed and that the Surveyor General be directed to locate them as near as the prayer of petition will admit.

The Honourable Commodore Grant: Petition for 3000 acres at the River La Tranche. Ordered that the same be granted.

Francois Billiet, a sergeant in the Artillery: Memorial for lands. Ordered

that he shall have a grant of five hundred acres of land; if the petitioner has ever received any, the quantity only to be granted to make up the 500 acres.

Lieutenant Gainsfort: Petition to locate 2000 acres in Township of Pickering on Lake Ontario. Ordered that the prayer of petition be granted.

A. Maisonville, Esq.: Petition for L'Isle du Large and a lot on Lake St. Clair. Ordered that the same be not granted.

William La Mothe: Petitioner prays to receive one thousand acres more of land which, with two thousand already petitioned for, to make up the complement of 3000 acres allowed by His Majesty as a Captain. He wishes to have them at the first fork of River La Tranche. Ordered that the petitioner shall receive such quantity of lands as he is entitled to by his Commission.

Archibald Grant, Lieutenant, 84th: Petitioner having received eight hundred acres of land in the Midland District, prays that he may receive twelve hundred more in the situation reserved by the surveyor of the said District. Ordered that the prayer be granted.

George Chisholme: Petition for land. Ordered that he shall have a grant of four hundred acres.

James May: Petition praying for a grant of Turkey Island. Ordered not granted.

Jacob Harson: Petitioner having been settled many years upon an island known by the name of Harson's Island, between Lake St. Clair and Lake Huron, containing about seven hundred acres of land, prays for a grant of the same. Ordered not granted.

Lieutenant Francois Dequindre: Petitioner having received 200 acres, prays for the surplus that is due to him. Ordered the prayer of petition be granted.

Lieutenant Antoine Dequindre: Petitioner having received only 200 acres, prays that he may locate 1800 acres more. Ordered the prayer of petition be granted.

Jonathan Schieffelin, Lieutenant: Memorial praying for four hundred acres on the River La Tranche and three hundred on the south-east side of the River Detroit and a lot of about three hundred acres in the front concession on the south-east side of the River Detroit bounded on the south west by Alexis Maisonville and on the north east by Antoine Labady. Ordered that he shall have a grant with what he has received to make altogether twelve hundred acres, and that the Surveyor General be directed to assign him the residue.

James and George Girty, Lieutenants in the Indian Department: Memorial for a grant of land of four hundred acres each on the north side of the River La Tranche, adjoining to their brother Simon Girty's. Ordered that the same be granted.

Simon Girty: Memorialist having served His Majesty from his infancy as interpreter in the Indian Department, that during the war he took an active part in the field, besides his station as interpreter, humbly prays for one thousand acres of land on the north side River La Tranche. Ordered the prayer of petition be granted.

Lieutenant Guillaume Dequindre, praying for the residue of his lands. Ordered that the Surveyor General be directed to assign him the residue that he has not received to make together two thousand acres.

Louvigny Montigny: Petition praying for land. Ordered that he shall have a grant of twelve hundred acres and in case he should have held any commission, that a proportionable quantity shall be granted to him.

Mathew Elliott, Captain Indian Department: Petitioner prays for 3000

acres. Ordered that certain Indian officers have their land in the Township of Malden and the prayer of petition granted.

Captain Charles Reaume: Petition praying for his land. Ordered that he shall have a grant with what he has received to make together three thousand acres.

Ensign Henry Hay: Memorialist having served last war, humbly submits to Your Excellency that he may receive part of his lands in the back concessions opposite the fort of Detroit and the remainder as near the seat of Government as Your Excellency may think proper. Ordered that the prayer of petition be granted.

Lieutenant Colonel Connolly: Memorial dated Quebec, 14th January, 1790, to Lord Dorchester for land at Fish Creek on north side of Lake Erie. Resolved that this ought to have been referred to the Commissioners of American Claims.

Captain Elliot of the Indian Department: Memorialist prays for land on Lake Erie being a promontory running into Lake Erie called Point au Plage, nearly the end of the third township, comprehending the whole of the land lying without a right line down from the head of the Bay on the west side of the promontory, to the lake on the east side of the same in part of what your memorialist presumes he is entitled to. Ordered to be referred to His Excellency.

Edward Hazel, of Fredricksburg: Petition for about 200 acres of land. Ordered that he shall receive two hundred acres in addition to what he has already received.

Lieutenant Fontinay Dequindre: Petition praying for the residue of his lands. Ordered that the petitioner being entitled to 2000 acres shall receive a grant to make up that quantity in addition to what he has already received.

Charles Boulanger: Petitions for the residue of his land. Ordered that the petitioner being entitled to as much land as will make up the quantity of two thousand acres, that the Surveyor General be directed to assign him the residue that he has not received.

R. Surphlit: Petitions for the residue of his land. Ordered that he shall receive such addition that shall amount to two thousand acres.

Phil. Louis Joniaire De Chabert: Petitions for three thousand acres. Ordered that the petitioner shall receive an addition to make up that quantity.

Marie Josephe Gouin: Petitions for 1000 acres of land on the south side of the first fork of River La Tranche. Ordered that an additional eight hundred acres be granted.

Adhemar St. Martin: Ordered to stand over till surveyed and that he shall have a grant of twelve hundred acres.

Isidor Chesne: Petition for ye residue of his land. Ordered that he shall receive an addition to make together 3000 acres.

Charles Gouin: Petition for 1000 acres of land on the south side of the first fork of the River La Tranche. Ordered that he have a grant in addition to what he has already received to make together one thousand acres and to be referred to Surveyor General to assign him the lands.

William Macomb, Esq., Detroit: Petitioner having been in possession of Gross Isle situated in the River of Detroit containing about six thousand one hundred and ten acres, which was given to him by the Indians in August, 1776, and having incurred expenses to the amount of five thousand pounds, erecting a grist mill and improving the same, petitioner prays to be confirmed in his titles to the said premises, and also to a small island adjacent to Grosse Isle,

commonly called Stone Island, containing about seventy superficial acres. Ordered to be referred to His Excellency.

Charles Baubin: Petition for lands. Ordered that the petitioner being entitled to three thousand acres, that the same be granted.

JOHN SMALL.

13th July, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; Alexander Grant and James Baby.

His Excellency laid before the Honourable Board a Resolution of the House of Assembly of the following tenor:

House of Assembly, Tuesday, 9th July, 1793. Resolved that His Excellency, the Lieutenant Governor, be requested through the Speaker to grant a loan to this House for the purpose of paying the salaries and contingent expenses thereof, which salaries and contingent expenses shall respectively be certified under the hand and seal of the Speaker to His Majesty's Receiver General or other person appointed by His Excellency to issue such loan; the Speaker keeping minutes of every certificate by him so vouched in order to submit the same to the consideration of the House in the next Session thereof.

Resolved that should the funds provided this Session prove insufficient to reimburse His Excellency in the amount of the said loan, that this House will be responsible to make provision during the next Session thereof for making good this deficiency.

Ordered that the Speaker be desired to lay before this Board an estimate of the salaries and contingent expenses as voted by the House.

The Speaker produced the following estimate of salaries as granted by vote of the House of Assembly to the officers thereof:—

Clerk, 5s. per day for one year	£91 5s.
Chaplain, per annum	25
Sergeant-at-Arms, per annum	45
Door-keeper, per annum	10
Stationery and other contingent expenses	20
	<hr/>
	£191 5s.

J. McDONNELL, Speaker.

Resolved that the Receiver General be directed to issue a sum not exceeding one hundred and ninety-one pounds, five shillings, conformably to the terms in the Resolution of the House of Assembly contained.

John Munro: Petitions for a township. Ordered that the same be granted.

Peter Drummond: Petitions for a township. Ordered that the same be granted.

Richard Duncan and Thomas Frazer: Petition for a township. Ordered that a township in the rear of Williamsburg be granted.

Thomas Frazer: Petitions for a township. Ordered that a township west of Cumberland be granted.

Richard Duncan and Coll. McGregor: Petition for a township. Ordered that a township in the rear of Osnaburgh be granted.

Richard Duncan: Petitions for a township. Ordered that a township east of Marlborough be granted.

William Frazer: Petitions for a township. Ordered that the Township of Gloucester be granted.

Nathan Raymond: Petitions for 2000 acres for himself and family at Chippawa Creek. Ordered that the same be granted.

Abnar Merryfield and his three brothers for 2000 acres. Ordered that the prayer of petition be not granted but that Abnar Merryfield shall have eight hundred acres for himself and family, and that each of his brothers when present shall have a grant in the like proportion.

Benjamin Robinson, Soldier: Petition for lands. Ordered that he shall have a grant of two hundred acres military land.

William Shatheck and Family: Petition for 4000 acres of land. Ordered that he and his family consisting of six children shall have 1000 acres only.

George Playter, Esq.: Petition praying for the same quantity of land as is allowed to reduced captains. Ordered that the prayer of petition be not granted, but that he shall have twelve hundred acres for himself and one hundred for each of his children—five boys and three girls.

Benjamin Willson, John Person, Lewis Dedrick, Peter Bass, Anthony Rummerfield, John Finch, Roger Coonar, Anthony Westbrook, Zebulon Shippy, Arthur Newman, Neisor Ellis and John Cartwright, associates¹: Petition to take up their land between Long Point and Turkey Point on the west side of Lake Erie. Ordered that the eight marked by Robert Kerr, Esq., as good loyalists shall have a grant of two hundred acres each. (N.B.—Anthony Westbrook has taken up his land at the same place in August last.)

Joseph Dainty: Petitions for a town lot at Toronto and a farm lot of two hundred acres at or near to the same place. Ordered that the prayer of the petition be granted.

JOHN SMALL, C.E.C.

19th July, 1793.

At the Council Chamber, Navy Hall.

Present: The Honourables William Osgoode, Chief Justice; Peter Russell, Alexander Grant and James Baby.

A table of fees received at the different offices in the Province of Nova Scotia authenticated under the hand of J. N. F. Bulkely, Esq., was laid before the Board, and the same having been considered, it was resolved, &c., that this table be adopted except in as much as respects the fees upon grants of land which are so high that it is apprehended they might operate as a check upon population in this distant Province; it is therefore recommended that a table upon a more moderate scale be adopted; and for that purpose that the Clerk of the Council be directed forthwith to write to the Clerk of the Council of His Majesty's Province of Lower Canada requesting him to transmit to this Board a copy of the several fees allowed and taken upon grants of land in that Province. Resolved that the fees upon Commissions of the Peace be paid out of the assessments of the several districts, and that the fees of all commissions that yield an emolument to the holder be paid by the grantees thereof. Resolved that the fee upon Indian grants, 1st April, be suspended till some table of fees respecting land be adopted.

No. I. The Council examined the General Account Current for the half-year ending the 30th June, 1793, of the Honourable Peter Russell, Receiver

¹These names are very indistinct in the original and there is uncertainty as to spelling of some of them.

General, amounting to the sum of one thousand, eight hundred and seventy-seven pounds, four shillings and ten pence— $2/10$ —expended, which the Board find properly authorized and vouched, therefore certify to the best of their knowledge and belief, just and true. The several sums received are regularly carried to the credit of Government and the balance remaining in the hands of the Receiver General on the 30th June, one thousand, seven hundred and ninety-three, amounting to the sum of two thousand nine hundred and fifty pounds, seven shillings, three pence— $3/10$ — for which he is accountable.

No. II. The Council examined the General Account Current of D. W. Smith, Surveyor General; from 10th October, 1792, to the 10th April, 1793, amounting to the sum of one thousand twenty-one pounds Quebec Currency with an account of eight hundred pounds received of the Hon. Peter Russell, Receiver General, leaves a balance due to the Surveyor General of two hundred twenty-one pounds, thirteen shillings, (Dollar at five Shillings). The Council find the expenditure thereof properly authorized and vouched, certify the same to be regular, orderly, and to the best of their knowledge and belief, just and true.

No. III. The Council examined an Account of Contingencies in the office and under the order of His Excellency, Lieutenant Governor Simcoe, from the 1st. January, 1793, to the 30th June, 1793, amounting to one thousand seventy-six pounds, twelve shillings and five pence $1/2$. The Council find the expenditure thereof properly authorized and vouched, therefore certify the same to be regular, orderly, and to the best of their knowledge and belief, just and true. The balance remaining in the Lieutenant Governor's Office amounts to the sum of two hundred fifty-four pounds, thirteen shillings and one penny half-penny.

No. IV. The Council examined the Contingent Account of David Burns, Clerk of the Crown and of the Common Pleas, amounting to the sum of thirty-eight pounds, fourteen shillings, which was properly authorized and vouched, therefore the Board certify the same to be regular, orderly, and to the best of their knowledge and belief, just and true.

No. V. The Council examined an account of the Attorney General's amounting to sixty-five pounds, ten shillings, but a charge of three pounds, ten shillings for Sheriff's Precept being deducted, makes the balance of the account sixty-one pounds, eighteen shillings, which the Board certify to be regular, orderly, and to the best of their knowledge and belief, just and true.

No. VI. The Council examined an Abstract of Contingencies incurred in the Council Office from 24th July, 1792, to the 30th June, 1793, amounting to the sum of twenty-two pounds, three shillings and five pence $3/4$ —which was properly authorized and vouched. The Board certify to be regular, orderly, and to the best of their knowledge and belief, just and true.

No. VII. The Council examined an account of William Jarvis, Secretary and Register, from the 9th July to 31st December, 1792, amounting to one hundred thirteen pounds, five shillings and one penny; and

No. VIII. An account from the 1st January to 30th June, 1793, amounting to thirty-nine pounds, ten shillings; and also

No. IX. An account of stationery amounting to sixty-two pounds, seventeen shillings. The Board were pleased to make a deduction of nineteen pounds, seven shillings and four pence, which leaves a balance of said account due to William Jarvis, of forty-three pounds, nine shillings and eight pence.

No. X. The Council examined an account of William Jarvis from 9th July to 31st December, 1792, due to His Excellency, Lieutenant Governor Simcoe, amounting to one hundred seventy-six pounds; and also

No. XI. An account from 1st January to 30th June, 1793, due to His Excellency, Lieutenant Governor Simcoe, amounting to thirty-six pounds, ten shillings. The Council find the expenditure thereof properly authorized and vouched, therefore certify the same to be regular, orderly, and to the best of their belief, just and true.

JOHN SMALL.

23rd July, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; Alexander Grant, James Baby and Peter Russell

A letter from D. W. Smith to His Excellency being read in Council, it was ordered to be entered in the Council Book:—

Surveyor General's Office, Province of Upper Canada.

18th July, 1793.

May it please Your Excellency,

Prior to my being enabled to carry into execution the numerous returns of survey which I have been directed to make in obedience to the orders of the Honourable the Executive Council, it may be necessary that Your Excellency should be informed that the few surveyors at present on the establishment are totally inadequate to execute within any reasonable time the surveys ordered and that the expense in running the outlines of the several townships, and some of the concession lines, will naturally much increase the ordinary expenses of the Department, which I do not find myself justified to do without Your Excellency's express approbation and command.

Altho' the proclamation for the encouragement of settlers sets forth that the respective patentees are to have their grants free of any other expense than the fees of office, yet I presume if they require their lines to be run out before the established surveyors can find time to do it, the Crown ought to be exempt from one-half of such expense as may be incurred for effecting the running and marking the outlines and concession lines of the several townships so ordered; I beg therefore to be informed of Your Excellency's intentions on this subject, that the manner of payment and such other measures, as Your Excellency thinks most proper and efficacious, may be adopted.

But how far this arrangement can take place where small allotments of land are made it is difficult to say. At all events it becomes highly necessary for the prevention of confusion, that the outlines of several townships, particularly in the Eastern District, already under Orders of Council, should be ascertained with as little delay as possible. I propose therefore, as Your Excellency has been pleased to recommend Col. Fortune and Lieut. Staggman, to employ these two gentlemen as extra in that quarter,—one extra in the Midland District—one extra in the Home District,—and one extra in the Western District.

These gentlemen to be paid only when on actual service.

As all numerous applications will probably be satisfied in three years, I should hope with this extra assistance at the end of that period that the Department would revert to its ordinary expenses or less. This present extra assistance being renewed and continued under Your Excellency's pleasure every six months.

All which is nevertheless humbly submitted by

D. W. Smith, Acting Surveyor General.

His Excellency

J. G. Simcoe, Esquire,

Lieutenant Governor, Upper Canada.

Henry Darling, Lieut., 5th Regiment: Petition for 2,000 acres land south side the Ottawa River as low down as possible. Ordered that the same be granted.

James Clark, Barrack Master: Petition praying for land near Toronto or Burlington Bay, or, if that should not be convenient, in any other part unlocated, of as many acres as Your Excellency in your wisdom may think his services entitles him to. Ordered that he shall have a grant of twelve hundred acres.

Peter Russell, Esq.: Petition for one thousand acres of land in a township lying immediately behind Burlington Bay, the front of which is formed by the north side of His Majesty's Highway leading from the Bay to River La Tranche and upon and along a rivulet which runs through the said township commonly called Morden's Creek. Ordered that the same be granted.

Hon. James Baby, in behalf of his mother and her children: That your memorialist's father was appointed a Captain in the Indian Department at Detroit in the beginning of the late Rebellion, and continued as such till the latter end of the year 1777, at which time he was placed by Lieut. Governor Hamilton at the head of the said Department and served as Agent for Indian Affairs till peace took place, presuming that he was entitled to 3,000 acres, and that 1,200 acres of land will not be deemed unreasonable in addition for his respectable widow, which your memorialist prays, may be found vacant. Ordered that the same be granted.

Capt. Thomas Bassett, 5th Regiment: Petition for 3,000 acres of land for past services. The Board do not conceive themselves authorized agreeably to the King's Instruction to grant the prayer of the petition.

Capt. David Shank: Petition for 1,500 acres and for 1,000 acres each, the following: Capt. Samuel Smith, Capt. John McGill, Capt. Æneas Shaw, Capt. Spencer, Capt. Wm. Hamilton, Lieut. Allen McNabb, Lieut. Arthur H. Brooking, Lieut. Wm. Mayne Duncanson, Ensign John McGill, David Burns and James Macauley, Surgeons.

Petitioners pray that Your Excellency will please to grant to Capt. David Shank 1,500 acres, and to the rest of the petitioners one thousand acres each, in a township lying immediately behind Burlington Bay, the front of which is formed by the north side of His Majesty's Highway leading from the said Burlington Bay to the River La Tranche or New Thames. Ordered that the prayer of the petitioners be granted.

Lewis Grant and Angus Macdonell, Deputy Provincial Surveyors: Petitioners pray for two hundred acres of land at or near the Township of Toronto (or York) and eight hundred acres of land each in a township lying immediately behind Burlington Bay, the front formed by His Majesty's Highway north side, leading from the said Burlington Bay, or River La Tranche (or New Thames) as lately traced by Your Excellency's directions, &c. Ordered that eight hundred acres be granted to each of petitioners, but that the two hundred to each at Toronto do stand over for further consideration.

Mathew Howell: Petition praying to be confirmed in the land that he was located upon by the Land Board at Kingston in the year 1789, in the Township of Murray. Ordered that a letter be written to recommend Mathew Howell to Mr. Baker to remain upon his lot, having cleared and cultivated part of it and settled upon the same near four years.

Jeremiah Moore: Petition for a lot of land up Moor's Creek, which he has been in possession of near four years, which has been lately granted to Benjamin Canby. Ordered that a letter be written to Mr. Canby to appear to-morrow.

Nathan Barnum, a reduced Subaltern Officer in Gen. De Lancy's Corps: Petitioner prays for two lots at Toronto, No. 16, in the first concession for himself and No. 17, do. for one of his sons, and the remainder of the land that he may be entitled to, in some part of the Province that remains unlocated. Ordered that he shall have a grant of land that he is entitled to, but that part of his petition for lands at Toronto must stand over with the rest of the petitions.

Ordered that Mr. McNiff do make a return of all the townships in the Western District to the Surveyor General.

JOHN SMALL.

Wednesday, 24th July, 1793.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; Alexander Grant, James Baby and Peter Russell

Petitions were received from Mordecai Sayles for lot No. 30; Samuel Anibel for lot No. 23; Peter Farechild for lot No. 14; Benjamin Farechild for lot No. 23; Daniel Farechild for lot No. 15; Isaac Farechild for lot No. 14; Benjamin Green for lot No. 15, and Thomas Sayles for lot No. 30.

The above petitioners request that they may have a grant of their lots each on Jones' land from Burlington Bay to the Grand River. Ordered that the prayer of the petitioners be granted.

Neil McLean: Memorialist being possessed of lot No. 2 in the Town of Kingston and that the occupancy of the beach in the front of the same by any other person would greatly lessen the value of his property, therefore humbly hopes that Your Excellency will grant to him the said beach for the purposes of building wharfs, storehouses, &c., as may be found necessary. Ordered that if any application be made for the same, to be referred to Mr. McLean's memorial.

Mr. Benjamin Canby appeared from the order of yesterday and was ordered to look out for some other place, and Mr. Moore's petition to stand over till the return of his son from the States, who is to bring with him a proper person to erect a mill for his father up Moor's Creek.

JOHN SMALL.

Saturday, 31st August, 1793.

At the Council Chamber, York (late Toronto).

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

A petition was read from Monsieur L'Abbé Desjardins and Monsieur Le Chevalier Lecorne in behalf of themselves and very many French emigrants (Royalists) praying for land. Ordered that the prayer of this petition lie on the table to be taken into consideration.

Read a memorial of Alexander McDonell, one of the executors of the will of the late Capt. Allan McDonell, praying for the land his father was entitled to, amounting to 3,000 acres agreeably to His Majesty's Proclamation, and to be situated on the north side of the line leading to the River La Tranche, in the rear of the lands held by the widow Morden. Ordered that the prayer of this

petition be granted in the township prayed for but so as not to interfere with the lots upon the road.

Read a memorial of Lieut. Alexander McDonell praying for two thousand acres (adjoining that prayed for by himself as one of the executors of the late Capt. Allan McDonell), he being entitled to the same as a reduced Lieutenant in the late Butler's Rangers. Ordered that the prayer of this petition be granted in the township prayed for but so as not to interfere with the lots upon the road, excepting that the petitioner may receive a lot of two hundred acres upon the road in part of his petition.

E. B. LITTLEHALES.

Sunday, 1st September, 1793.

At the Council Chamber, York (late Toronto).

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

His Excellency called the attention of the Board to the petition of the heirs of the late Col. Rankin. Mr. Rankin (son and heir) and one of the executors of the late Col. Rankin, appeared, and the Deputy Surveyor, Mr. Chewett, produced a plan of the Township of Cambridge in the Eastern District. Ordered that five thousand acres be granted to the heirs of the late Col. Rankin in the above mentioned Township of Cambridge, commencing on the east side of the River Petite Nation, and to be confined to that side of the river, especial care being also taken of the reserves of the Crown.

Read a petition signed James Brewerton, praying for a tract of land. Mr. James Brewerton attended. Ordered that his petition be taken into consideration.

E. B. LITTLEHALES.

Monday 2nd September, 1793.

At the Council Chamber, York (late Toronto).

Present: His Excellency, J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice, and Peter Russell.

The Deputy Surveyor attended and produced maps and surveys of the Town and Township of York, which were ordered to be laid on the table.

Resolved that the two center squares, front lots of the proposed City of York, shall be at present reserved together with eight lots of two hundred acres each, immediately behind the aforesaid town lots.

The following petitions for lands in the Township of York, etc., were read:—

John Scadding: Praying for lot No. 15 consisting of 200 acres, first concession near the proposed Town of York. Ordered that the prayer of this petition be granted.

John Cox: Praying for lot No. 14, first concession, and No. 20 second concession. Ordered that lot No. 14 first concession, amounting to near 311 acres, be granted and that the said John Cox do receive, in one of the back concessions, the remainder of the lands he is entitled to as a loyalist, consisting of two hundred acres.

Frederick Brown: Praying for No. 13 first concession. Ordered that the prayer of this petition be granted.

F. Willoughby Willard: Praying for No. 12, first concession, and broken front. Ordered that the prayer of this petition be granted.

George and Benjamin Mosley: Produced an Order of Council for 200 acres each in the Township of York. Ordered that No. 11, first concession, be granted to them and that they receive the remainder of their land in some other concession agreeably to the Order of Council. No. 10, second concession, granted to them.

John Matthews: Praying for 100 acres. Ordered that No. 10, first concession, be granted between him and Thomas Matthews.

Paul Wilcott, Jonathan Wilcott, John Ashbridge, Jonathan Ashbridge and Parker Mills: Praying for 200 acres each. Ordered that Paul Wilcott do receive lot No. 7, first concession, and John Ashbridge lot No. 8, first concession, and Jonathan Ashbridge half of lot No. 9, first concession, east side.

James McDonald: Praying for land. Ordered that the prayer of this petition be granted for the west side of lot No. 9, first concession, 100 acres.

Messrs. Cozens (Brothers): Praying for several lots in the Township of York, and a town lot. Ordered that they do receive No. 6, first concession, No. 16, second do. Nos. 24 and 25, fourth do. and a back town lot.

Andrew and James Hunter: Praying for certain lots in the Township of York. Ordered that they do receive lot No. 5, first concession.

John Phillips: Praying for his lands as a loyalist amounting to 100 acres. Ordered that he may receive the above quantity of land in a back concession and a town lot, half No. 1, third concession, granted to him.

David Ramsay: Praying for a town lot and two hundred acres. Ordered that he may receive a town lot and 200 acres near the lake or some river in the township. No. 2, first concession, granted to him.

Mr. Christopher Robinson: Praying for a town lot and 200 acres. Ordered that he receive a town lot in the back corner of one of the front squares, and lot No. 13, second concession.

Magnus Swanson: Praying for a town lot and 200 acres. Ordered that he may receive a town lot and 200 acres in a back concession. No. 13, third concession, granted to him.

Mr. George Leith: Praying for a front town lot. Ordered that he may receive the same.

John Coon: Praying for No. 19, second concession. Ordered that the petitioner do receive No. 18 in the second concession to the river.

John Henry Kahmann for two town lots. Ordered that he do receive one.

Capt. J. B. Bouchette (Naval Department): Praying for a front lot for himself, and a back town lot for his son, with the land formerly granted to him at Toronto by the Executive Council of this Province. Ordered that he may receive two town lots (one in front) and 100 acres in No. 24, first concession, exclusive of the land heretofore granted him by the Council, and No. 29, second concession, 200 acres, in part of the land granted to him.

John and Thomas Hewitt: Praying for 200 acres. Ordered that they may receive lot No. 15, second concession, being the full amount of the quantity of land they are entitled to as loyalists.

John Stoner: Praying for land. Ordered that No. 19, fourth concession, be granted to him.

Samuel Heron: Praying for a town lot and two hundred acres. Ordered that he may receive a back town lot.

William Smith: Praying for a town lot and 200 acres. Ordered that he may receive a back town lot, and No. 11 in the third concession.

Joseph Dainty: Praying for lot No. 33, first concession. Ordered that a certain part of No. 33 be granted to him.

St. J. B. Rousseau: Praying for lot No. 34 in the first concession. Ordered that a certain part of No. 34 be granted to him.

Patrick Burn: Praying for a town lot. Ordered that he receive a back town lot.

Joseph King: Praying for permission to build a ferry boat, and for a lot of land near the water. Ordered that there exists no objection to his building a large boat of any description for any legal purposes, and that he may receive a back town lot.

Peter Benville: Praying for a town lot and two hundred acres; and Edward Gahan for 200 acres. Granted for 100 acres to be in No. 4, first concession, and No. 4, second concession.

Alexander Campbell (Sailor): Praying for 200 acres. Granted, no place specified.

William Demont: Praying for a town lot and 200 acres in part of His Majesty's bounty as a loyalist. Granted No. 2, third concession.

Bemsley Peters: Praying for a back town lot and 200 acres in part of His Majesty's bounty as a loyalist. Granted No. 3, third concession.

Charles Haslop (Naval Department): Praying for land. Ordered that 600 acres be granted to him in the Midland District as near Kingston as possible.

Abraham Larroway. Praying for 200 acres. No. 19, second concession, granted to him.

Mr. Joseph Forsyth: Praying for a front town lot. Granted.

Mr. Jonathan Sills: Praying for a front town lot. Granted.

Mr. William Willcocks: Praying for a front town lot. Granted, and No. 15, first concession, 100 acres, and half No. 24, second concession, with his son.

Mr. Charles Willcocks: Praying for a front town lot. Granted, and No. 13, first concession, 100 acres, and half No. 24, second concession, with his father; (they having an Order of Council for the same).

Ordered that Mr. Aitkin, Deputy Surveyor, be directed to point out the lots granted to the several petitioners herein mentioned, and to acquaint them that it is expected the same be immediately located.

E. B. LITTLEHALES.

N.B. Joseph Burk to receive 100 acres in No. 4, first concession, or No. 4, second concession, with Peter Benville, Edward Gahan and Alexander Campbell, herein mentioned.

Tuesday, 3rd September, 1793.

At the Council Chamber, York (late Toronto).

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

Mr. Brewerton attended and produced another petition on behalf of himself and his brother, George Brewerton, and the heirs of the late Col. George Brewerton, praying for nine thousand acres in the Township of Cambridge, and situated on the River Petite Nation. Ordered that the prayer of this petition be granted, and that part of the land prayed for shall be situated on one side of the River Petite Nation, in the Township of Cambridge, provided nevertheless, that the above mentioned George and James Brewerton begin to locate and improve and cultivate the same tract of nine thousand acres as aforesaid this year or early in the ensuing summer.

The petition of Asa Belnap and associates for a large tract of land. Mr. Belnap attended. Resolved that the prayer of this petition is inadmissible, but

that Mr. Asa Belnap may receive 1,200 acres for himself and that he is also to receive an extract from the Minutes of Council containing the Resolutions of the Board on Saturday, 18th May, 1793.

The petition of Ezra Adams, &c., for a township. Inadmissible.

The memorial of Messrs. Styles and associates for a township. Inadmissible.

The petition of Samuel William Johnson for a township for himself and associates. Inadmissible.

The memorial of Jidson Styles and Nathan Styles for a manufactory of iron to be established by them in Upper Canada. Inadmissible.

Ordered that the above petitioners, Ezra Adams, S. W. Johnson and Messrs. Styles, do receive the same extract from the Minutes of Council as Mr. Asa Belnap herein mentioned.

E. B. LITTLEHALES.

Wednesday, 4th September, 1793

At the Council Chamber, York (late Toronto).

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

The following petitions for land in the Town and Township of York were read and granted:—

The Honourable William Osgoode, Chief Justice, a front town lot and No. 5, first concession (100 acres), and No. 26 in the third concession (200 acres).

Peter Russell, Esquire, Receiver General, a front town lot and No. 14 first concession (100 acres) and No. 23 in the second and third concessions (400 acres).

John White, Esquire, Attorney General, a front town lot and No. 4 first concession (100 acres).

John Small, Esquire, Clerk of the Council, a front town lot and No. 3 first concession (100 acres).

William Jarvis, Esquire, Secretary and Register, a front town lot and No. 2 first concession (100 acres).

Edward Baker Littlehales, Esquire, a front town lot and No. 1 first concession (100 acres).

David William Smith, Esquire, Acting Surveyor General, a front town lot and No. 6 first concession (100 acres).

John McGill, Esquire, His Majesty's Commissary, &c., a front town lot and No. 7 first concession (100 acres).

Mr. Justice Powell, a front town lot and No. 11 first concession (100 acres).

The other Judge (not yet appointed), a front town lot and No. 12 first concession (100 acres).

Solicitor General (not yet appointed), a front town lot and No. 26 first concession (100 acres).

Incumbent, a front town lot and No. 9 first concession (100 acres).

Major Smith—a front town lot and No. 27 first concession (100 acres).

Captain Shank—a town lot and No. 21 first concession (100 acres), No. 26 second concession and No. 27 third concession (400 acres).

Captain Samuel Smith (Queen's Rangers)—a town lot and No. 22 first concession (100 acres); No. 27 second concession and No. 28 third concession (400 acres).

Capt. Aeneas Shaw—a town lot and No. 20 first concession (100 acres); No. 28 second concession, and No. 29 third concession (400 acres).

Captain Spencer (Queen's Rangers)—a town lot and No. 23 first concession (100 acres); No. 30 second concession (200 acres).

David Burns, Esquire, Clerk of the Crown—a town lot and No. 25 first concession (100 acres).

James McCaulay, Esquire, His Majesty's Surgeon of Upper Canada—a town lot and No. 10 first concession (100 acres).

Mr. Robert Richardson—a town lot and No. 31 second concession (200 acres).

Ensign and Adjutant McGill—a town lot and No. 25 second concession (200 acres).

Donald McDonell—a front town lot.

Sarah Cranford—a town lot.

George Playter, Esquire—a town lot and No. 8 first concession (100 acres); No. 20 second concession (200 acres); and No. 3 second concession (200 acres).

James Playter—No. 11 second concession (200 acres).

Eli Playter—No. 12 second concession (200 acres).

John Playter—No. 17 second concession (200 acres).

Watson Playter—No. 21 third concession (200 acres).

N.B. The above grants severally mentioned to the Playter family are in part of 2000 acres granted to George Playter by an Order of the Executive Council.

Bolton and McLeod—No. 22 second concession.

Bolton (a brother of the above Bolton)—No. 21 second concession, 200 acres.

Lieut. Archibald McDonell—No. 14 second concession.

Thomas Ridout—a town lot and No. 31, third concession, in part of the land he is entitled to by Order of Council.

John Denison—No. 22, third concession, 200 acres, agreeably to an Order of the Executive Council of this Province.

Lewis Grant—No. 24, third concession, 200 acres.

Augustus Jones—No. 30, third concession, 200 acres.

E. B. LITTLEHALES.

Thursday, 5th September, 1793.

At the Council Chamber, York.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

The following petitions were read:—

Jeremiah Beaty: Praying for 2000 acres. Inadmissible, but the petitioner may receive four hundred acres.

John Collins, Esquire (Deputy Surveyor General of Lower Canada): Praying for patents for two small tracts of land in Upper Canada granted to him by General Haldimand. Mr. Rankin attended and produced a Power of Attorney from Mr. Collins, descriptive of the land prayed for in his petition, as follows—"six hundred and forty acres lying and being on Ganagoyon Bay in the Midland District." Mr. Rankin further states that from the report he is given to understand that Mr. Joshua Booth has had the aforesaid described land re-granted to him. He likewise produced sundry papers confirming the grant of General Haldimand to Mr. Collins. Resolved that Mr. John Collins is strictly entitled to obtain the quantity of land prayed for and heretofore granted to him and that the Clerk of the Council be directed accordingly to write to Mr. Joshua Booth thereupon.

Alexander Aitkin (Deputy Provincial Surveyor): Praying for 1200 acres in the Midland District, 600 on the lake side, Township of Ameliasburgh, first concession, and the other six hundred on the south or west side of a small lake between the Townships of Kingston and Pittsburgh; and a water town lot in the Town of Kingston. Ordered that the prayer of this petition be granted for eleven hundred acres as specified and a town water lot at Kingston.

Mr. Christopher Robinson: Praying for 600 acres of land in the Township of Ameliasburgh near the Carrying Place. Granted.

The following petitions were read and several petitioners personally appeared praying for town lots in the proposed City of York, or land in the township thereof:—

John McKay, for a front town lot in York. Granted.

Mr. James Clark (Barrack Master at Niagara), for a town lot and 200 acres in the Township of York. Ordered that the prayer of this petition be granted for a town lot, and No. 15 third concession—200 acres, in part of the land allowed to him by the Executive Council of this Province.

Capt. J. B. Bouchette, for an additional quantity of land in the Township of York agreeably to his Order of Council. Ordered that the prayer of this petition be granted for No. 3 first concession (200 acres) and No. 32 third concession (200 acres).

Capt. Samuel Smith, for 2000 acres on the Etobicoke River as a reduced officer, according to His Majesty's Proclamation. Ordered that the prayer of this petition be granted to the extent of lands the petitioner is entitled to, viz: 1600 acres, as it appears upon the records in the Council Office that Capt. Samuel Smith above-mentioned has already received an Order of Council for 1400 acres in this Province; (3000 acres being the quantum he is originally entitled to receive.)

Mr. George Newman, for lot 25, third concession, Granted.

Mr. John Lynd, for a front town lot in the proposed Town of York. Granted.

Capt. George Glasgow, for a town lot and 200 acres in the Township of York for himself on behalf of his mother (the widow of a Captain in the Army). Ordered that the prayer of this petition be granted for a town lot and lot No. 39, second concession (200 acres).

Lieut. James Givens, for land in the Township of York. Ordered that the prayer of this petition be granted to the extent of 200 acres, viz: lot No. 32, second concession.

Lieut. Alexander McDonell, for a town lot and No. 12, third concession. Granted.

Angus McDonell, Esquire, for a back town lot and No. 7, second concession (200 acres). Granted.

Mr. James McDonell, praying for No. 6, second concession (200 acres) Granted.

17th May, 1794.

Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

Mr. Wm. Berczy, and associates: Memorial proposing to bring forward two thousand families and praying for a grant of one million acres. Ordered that a tract of land to the extent of sixty-four thousand acres be granted and that when they shall be properly settled the petitioner may be at liberty to make further application.

Moses Mordant: Petition for lots Nos. 20 and 21, third concession in the Township of Flamborough. Ordered that the same be granted.

Abel Stevens: Petition sent from the Land Board of the Eastern District. Ordered to inform the Land Board that proper measures will be taken respecting his petition and that all persons petitioning for more than 200 acres, unless they have served in a military capacity, must present a special application to His Excellency the Lieutenant Governor and Council.

Mr. Ebenezer Allen, and associates: Memorial for a township on the first plain below the forks of the River Thames joining the lands already petitioned for by him. Ordered that Mr. Allen have a grant of 2000 acres, having served as an officer in the Indian Department, and that John McDonell have a grant of 400 acres, and for every settler that Mr. Allen shall bring in, 200 acres each.

Jacob Watson: Petition to stand over.

Ordered that there be a Council held every Tuesday and Saturday.

J. SMALL.

20th May, 1794.

Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

Ordered, that a letter be written to the Land Board of the Home District, to request that an immediate return be made to the Council Office of all grants made by them since their establishment and also to be informed of the reasons why no return has been yet sent.

Read the Proceedings of the Land Board for the Counties of Essex and Kent from the 25th May to the 25th December, 1792.

Robert Kerr: Petition praying an order of survey for the township granted to him and associates. Ordered, that the prayer of the petition be complied with, and to be referred to the Acting Surveyor General for survey.

John, Isaac and Aaron, three Mohawk Chiefs, pray that their lands be located to them in the Midland District. Ordered that the Acting Surveyor General be directed to locate them in the Midland District.

Thomas Colpitts, and associates: Petition for a township on the River Thames, another on the River Ouse, and another at the Bay of Quinté. Resolved that no more townships be granted.

Bemslee Peters: Petition for land back of Collins' Bay to compleat 700 acres he supposes himself entitled to. Ordered that the prayer of the petition be not granted as he has located the lands without an order, and the Rev. Mr. Stewart having a previous claim; but the petitioner may apply to the Acting Surveyor General for the same quantity, who will locate him elsewhere.

Benjamin Easton: Petitioner states that he has obtained a grant of land back of Elizabeth-Town and prays an order may issue for the survey of said land. Ordered that the Surveyor General be directed to have drawn the outlines of said tract.

Col. Alexander McKee's memorial. Ordered that it stand over till Saturday next.

His Excellency the Lieutenant Governor desires to call the attention of the Executive Council to that branch of their duty which respects the granting of the Crown Lands, and directs that an extraordinary Board be summoned for that especial purpose on Saturday next at 10 o'clock.

J. SMALL.

Saturday, 24th May, 1794.

Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

Read a representation from the Acting Surveyor General stating that many irregularities have been practised with regard to the occupation of lands and setting forth the inconvenience and confusion likely to ensue therefrom, which being taken into consideration it was resolved:

That whereas many persons have settled upon lands in different parts of this Province without having obtained any authority, licence or title so to do, such intrusion is injurious to the right of the Crown and abusive of the King's bounty so liberally held out to all sober and industrious settlers on making a proper application to His Excellency in Council, or to the several Land Boards; and therefore it is necessary that immediate measures be taken to remove such trespassers and to prevent the extending of such lawless practices, for which purpose it is hereby ordered that Deputy Surveyors and others employed under the Surveyor General who shall find in the course of their progress that any person or persons have taken possession of any pieces of ground or lot in any unsurveyed or unlocated part, whereby there may be good reason to believe that such occupation has been usurped; that they do immediately report the same, together with the name of the party, to the Surveyor General who, in case he shall find that such person has not been located by a competent authority, shall issue a notice to the party or parties requiring them to move from the premises without delay; and if such warning be not obeyed, he shall report the same to His Excellency in Council in order that the Attorney General may be directed to proceed against such intruders with the utmost rigour of the law; and further that all persons, who shall wilfully hold out after receiving such warning from the Surveyor General, shall be disqualified from becoming partakers of the King's bounty in any part of this Province.

And whereas at the first settlement of the Home District some few persons were authorized by the Commanding Officer for the time being, to take up and occupy certain parcels of land in consequence of which they have been considered as having an equitable claim to the property of such lands, with a view to prevent confusion, uncertainty and contention that will hereafter take place unless the boundaries of each person's property be distinctly ascertained and described, as well as to confirm the right and title of those who have been deserving objects of His Majesty's bounty. It is hereby ordered that all persons claiming such right from an authorized occupation of the land do forthwith hereby give in a memorial thereof, containing a statement of the quality of land which they respectively claim, to the Surveyor General, who shall report thereon to His Excellency in Council, that proper grants may be made out to those who shall be entitled to the same.

And whereas many persons having obtained a certificate have taken possession of lands without having received any assignment from the Surveyor General or Deputy Surveyors by means whereof much confusion has arisen; it is further ordered that no person shall in any case take possession of any lot or parcel of ground until he shall have received a regular assignment thereof from the Surveyor General or Deputy Surveyor under the penalty of being compelled to relinquish all improvements to the person who shall obtain a regular assignment of such lot, and therefore be lawfully entitled to take possession of the same inasmuch as all lots must necessarily be considered as vacant until they are duly assigned and registered in the Surveyor General's office.

And further that all persons at present holding orders or certificates for land which has not been assigned do make application for that purpose as soon as possible.

And whereas, it is desirable to make early provision for all persons authorized by His Majesty's Proclamation or Instructions to receive their respective allotment of land, such persons are hereby required to make immediate applications for the same.

Read the Report of the Land Board for the Counties of Grenville and Leeds from the 17th September, 1793, to the 1st April, 1794, where the following petitions are recommended to His Excellency the Lieutenant Governor in Council, viz:

John Hillicar, for an additional 140 acres of land to what he has already received. Granted.

Nathan Brown and Oliver Sweet, pray for two hundred acres of land each in addition to what they have already received. Granted.

John May, having received 200 acres, prays for an additional grant of 300 acres. Granted.

Polly Stevens, prays for eight hundred acres of land, that is, 200 for herself and three children, No. 30 first concession in the Township of Marlborough, and six hundred acres on the three first lots adjoining above, in Marlborough, this being the land on which the petitioner's husband made his first improvements. Ordered to be referred to the Surveyor General to enquire whether the land petitioned for be vacant, and if his return be in the affirmative that the land be granted.

Captain Richard Wilkins, prays for one thousand acres of land in the Township of Edwardsburg. Ordered that the land be granted.

John McLeod, for an additional 200 acres to 200 he has received. Ordered that the additional quantity of land be granted.

Archibald Montgomery, recommended by the aforesaid Land Board for a grant of 700 acres of land. Ordered that seven hundred acres be granted.

Justus Sherwood, prays for eight hundred acres of land, the same to be on each side of the first creek next to the rear of the Township of Young, which empties into the Great Gananoqui Lake, at the entrance of the said creek into the lake. Ordered to be referred to the Surveyor General to report whether the land mentioned in the petition be not already granted.

Lydia Michel, prays for 200 acres of land. Ordered that 200 acres be granted the petitioner.

John McLean, prays for six hundred acres of land in the Counties of Grenville or Leeds. Ordered, that he be referred to Deputy Surveyor to locate him conformably to petitioner.¹

Thomas Lake, represents that he has improved on lot No. 9, 4th concession and that the lines lately run through the most part of his lot into a swamp, therefore prays for an additional grant of 200 acres. Ordered that the same be granted.

Daniel McAlm, prays for 100 acres in addition to 200 he has received. Ordered that the same be granted.

Peter Shabach, prays for an additional one hundred acres to two hundred acres he has received. Ordered that the land be granted.

Ordered that when certificates for family lands shall be presented to the Acting Surveyor General, he shall be authorized in assigning those lands at his discretion.

¹Rescinded by the O.C. of 4th February, 1807. See page 225 of Land Book G.

Permission is given to the Acting Surveyor General to supply canvas, in order to secure the maps of his office which he represents to be in want thereof, and to charge the same in his accounts.

Ordered that the additional surveyors may be employed during the pleasure of His Excellency the Lieutenant Governor in Council, and that Mr. McNiff may be continued during pleasure in the surveying of the Western District.

The townships in the County of Lincoln are to be completed in their surveys.

The Acting Surveyor General having reported a return of survey of the improvements of Messrs. Ball and Secord and Colonel Butler, &c., ordered that they attend on Saturday next.

Read the Acting Surveyor General's letter 26th April, 1794, covering Mr. Thomas Frazer's letter dated Edwardsburgh, 8th April, 1794.

Read the Acting Surveyor General's letter 6th December, 1793, stating that in pursuance of orders, he had assigned to:—

Samuel Williams.....	300 acres,
John Davis.....	200 acres,
Robert Davis.....	200 acres.

Ordered that the foregoing allotments mentioned therein be granted.

Read the Acting Surveyor General's report 29th September, 1793, on the petitions of: Richard Beasley, Ben. Fairchild, Jun., Margaret Springer, Josiah Lockwood, Selah Styles, and

His report 26th December, 1793, on the petition of Ben. Fairchild.

Whenever the petitioners apply they are to be referred for answers to the Acting Surveyor General's reports.

Read Mr. Smith's memorial for Mr. McKee for lands in the Indian Reserve near River Canard, which remains for consideration.

Read the Acting Surveyor General's report on the petition of Ezekiel Younglove, also the petition. The petitioner is referred to the report and ordered to attend on Saturday next. Mr. Thomas Welch desired also to attend on Saturday.

Read Mr. Thomas Duggan's petition recommended by the Land Board of the Western District for the lands he memorialled for. Ordered that the recommendation of the Board be adopted and that the land petitioned for be granted. The Acting Surveyor General, however, will examine and report thereon.

Read Mr. McKee's letter 23rd January, 1794, with Mr. Secretary Littlehale's indorsement. Ordered that a lot of 200 acres be granted when the town plot of Chatham is fixed on.

Read the petition of Alex. Chisholm and Mr. Aitkins' letter thereon. Ordered that the Acting Surveyor General report thereon.

Ordered that the Acting Surveyor General be made acquainted with such parts of this day's proceedings as relate to his office.

Read the petition of Stephen Burtch. The Acting Surveyor General ordered to report thereon.

Read the petition of Margaret Springer. Ordered that four hundred acres be granted to herself and 200 for each of her family, Rachel, Henrietta, Mary Martha, and Benjamin Springer.

Tuesday, 27th May, 1794.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

Read a memorial from the Clerk of the Council, setting forth that by the

establishment of the Land-granting Department in the several districts of this Province, the fees and emoluments of his office are considerably diminished.

Whereupon His Excellency and the Council resolve: That it is His Majesty's express will and pleasure that reasonable support be given to the patent officers in the enjoyment of their legal and established fees, rights, privileges and emoluments, according to the true intent and meaning of their respective patents.

It is hereby ordered that the Clerk of the Council by himself and deputies do execute the office of Clerk to the several Land Boards and do make such arrangements for that purpose as may tend to secure the regular discharge of the duties of such appointment.

Read the petition of William Reynolds, and associates, praying for forty-five thousand acres on the River La Tranche or Chippawa. Ordered that William Reynolds have a grant of 200 acres for himself and 200 acres to each of his family that he shall bring with him, and that there shall be a reserve of (five) ten¹ thousand acres for his associates in order that each family as they come in shall have a grant of 200 acres.

Margery Pettay, widow of Barnet Foster deceased, formerly a Sergeant 1st Battalion Maryland Loyalists. Read her petition praying for land for her late husband's services last war. Ordered that four hundred acres be granted to her and two hundred for each of her children, William Pettay, Francis Pettay, Andrew Pettay, and Daniel Pettay, when they shall arrive at the age of twenty-one years.

James Strother: Read his petition for lots Nos. 27 and 28 containing 400 acres in the first concession in the Township of Hawkesbury situate on the Ottawa River, and to erect a saw mill thereon. Ordered that the same be granted.

James Wilson: Read his petition for an additional 250 acres not already located. Rejected, no reason being assigned for such additional grant.

A. Jones, Deputy Surveyor: Read his petition for lot No. 10 on the north side Burlington Bay in the first concession, which lot was formerly assigned him by the Land Board. And also for an additional quantity to make up with what he has already received 1200 acres. Ordered that the additional quantity to make up the 1200 acres prayed for be granted, but that lot No. 10 cannot at present be granted. (The reason for not granting this land at present was a promise the Government made to Monsieur de Jardins and others to reserve it for a French settlement.)

Ebenezer and Philip Jones: Read petition praying for a grant of lot No. 9 to Ebenezer Jones, front concession head of Burlington Bay; and they further pray for additional land to make up 1200 each and that they may be allowed to locate in the 7th township (or Saltfleet); Ebenezer has already received 150 and Philip Jones 200 acres. Ordered that lot No. 9 cannot be granted at present, but the additional quantity prayed for to make up 1200 acres to each be granted. (The same reason subsisted also for this.)

Jacob Beam: Read his petition setting forth his great service and losses, prays for a further allotment of land. Ordered that he shall have a grant of six hundred acres.

Doctor Harffey: Petitioner sets forth that having served as Surgeon's Mate in the General Hospital during the late American War, prays for lots Nos. 8 and 9 on the west side of River la Pêche. Ordered that the same be granted, but to be transmitted to the Land Board of Detroit lest the lots should be previously given away.

¹The word "ten" inserted by me—that of "five" being a mistake. Sgd. J. G. Simcoe.

Thomas Markland: Memorial praying for six hundred acres of land near the Kingston mills adjoining Capt. H. Harkimer to the northward. Ordered that the same be granted.

Peter Smith, Kingston: Memorial praying for a grant of twelve hundred acres on the east end of the peninsula in front of the Township of Murray. Ordered that enquiry be made to know what lands he holds in the Province.

Thomas Ridout: Read his petition praying for eight hundred acres of land, viz: Lots No. 36 and 37 in the 2nd concession and No. 38 and 39 in the 3rd concession Township of Ancaster. Prayer of petition granted, and referred to the Surveyor General to assign the lands specified, if vacant.

William MacKay: Read petition praying for a piece of land of about the usual size of a town lot, situated on the west side of a lot lately laid out for the Kingston brewery, to be bounded on the north by the said brewery, on the east by a small run of water, on the south by the common and on the west by the top bank. Ordered that the same be referred to the Surveyor General.

Thomas Reynolds, Assistant Coms. Detroit: Read his memorial praying for lands on the River Thames between lot No. 19, 1st township and No. 6 in the 2nd township in front. Ordered that two front lots be granted petitioner on the north side of the river and one thousand acres for his family as near thereto as may be. Referred for that purpose to the Surveyor General.

Lieutenant Andrew McCan, 1st Batt. 60 Regiment: Prays for lands in Upper Canada as a Lieutenant in the late Queen's Rangers, reduced on half pay in 1783. Granted to the extent allowed to officers of his rank.

Pierre Michel Fortier: Read his petition praying for 1200 acres at the River Tobekok and a lot of 200 acres in the 2nd concession Township of York and a town lot in the Town of York. Ordered to be referred to the Surveyor General to report what lands have been already granted to petitioner.

Robert Clarke: Read his petition stating that he has had a grant for lot No. 18 in the 1st concession Ernest-Town since the year 1789, with the use of the waters for mills, &c. but has been prevented from erecting a grist mill thereon by an old saw mill there belonging to Government. Petitioner therefore humbly prays that the irons, &c. belonging to the aforesaid saw mill be granted to him and that he be allowed to take possession thereof. Ordered to be referred to the Receiver General.

William Chrysler: Read his petition praying for a lot No. 4 on the north side the road leading from Burlington Bay to the River La Tranche or Thames. Ordered that the prayer of the petition be granted and referred to the Surveyor General to assign the lot specified, if vacant.

Arthur Newman: Read his petition praying for lands on or near Long Point, Lake Erie. Ordered that no lands at Long Point are to be granted till further consideration.

Amos Fuller: Read his petition praying for 400 acres of land. Ordered to stand over for want of specification.

Capt. David McFall, late of the Queen's Royal Rangers: Read petition stating that the petitioner had already received, under the Instructions of 1783, 700 acres of land in the 2nd township south side the Ottawa River, and that in consequence of the orders of the Governor in Council 20th January, 1790, he had located two lots in the 2nd and two lots in the 3rd concession of the township back of Elizabeth-Town, and south-east corner thereof, containing 800 acres. Also, two lots in the 8th and two lots in the 9th concession, said township, and north-easterly corner thereof, containing 800 acres. Also, one lot in the 1st concession and one lot in the 2nd concession, said township, in the south-westerly

corner thereof, containing 400 acres, and one lot and half in the north-western-most corner of said township, containing 300 acres; a total of 2300 acres which, with the 700 acres above included, make 3000 acres. He prays that the above quantity may be confirmed to him by letters patent with the benefit of any streams of water adjoining or running through said land. Ordered that the prayer of the petition be granted and referred to the Surveyor General to know whether the lands specified be vacant.

Elizabeth Wilson: In behalf of the family of John Lockwood, read her petition praying for lands. Ordered to stand over for want of specification.

William Markle: Read his petition praying for a grant of one thousand acres of land, viz: Lots Nos. 48-49 or 52, 1st concession and 32, 33, 2nd concession Township of Ancaster, or such other lots as may be found vacant, petitioner having already received one hundred acres of the above. Ordered that the prayer of this petition be granted and referred to the Surveyor General to assign the lands if vacant.

Adam Lewis: Read his petition which states that he has lived in township No. 5 for four years past and has five acres of land under improvement, that the land is near the mouth of the Thirty Mile Creek and called broken land; he also states that the people who live near him will not suffer him to clear any more, therefore prays for a further grant of land adjoining his improvement to enable him to live. The purport granted and ordered to be referred to the Surveyor General.

Ensign Henry Le Moine: Read his memorial praying for a grant of lands equivalent to that allowed to officers of equal rank in His Majesty's late 84 Regt. Granted to the extent allowed to officers of his rank.

Jacob Overhault: Petitioner represents that he has unadvisedly sat down upon and improved a lot of land in the fifth township near the Twenty Mile Creek, and which he understands belongs to Government, prays for a grant of said lot. Ordered to be referred to the Surveyor General.

Ralfe Clinch: Petitions praying a grant of lot No. 42 in the 2nd concession and lot No. 42 third concession of the Township of Ancaster. Ordered that the prayer of the petition be granted and that the Surveyor General be directed to assign the lots specified should they be vacant.

31st May, 1794.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

The maps were produced by the Acting Surveyor General. Lieut.-Col. Butler and others personally attended and pointed out their claims to certain lands, the whole of which was referred to the Acting Surveyor General to report thereon.

Read the petition of Thomas Davis stating that he has obtained a grant of 200 acres of land in the eighth township, and prays for a further indulgence of land. Ordered that a further grant of 200 acres be made him and referred to the Surveyor General.

William, Benjamin and James Pickard: Petition praying that they may be confirmed in the possession of the lands which they have improved and live upon within the reserves of the Crown near the Four Mile Creek. Ordered to attend Council.

Anthony Slingerland: Petitions to be confirmed in the possession of the

lot he lives on near the Town of Newmarket, containing 120 acres or thereabout. Ordered to attend Council.

Edward McMichael: Read his petition praying for lands in compensation for his services. Ordered: No lands can be granted as compensation for services.

Cossin Corus: Petitions stating that from Mr. Jones's late survey of Mr. Ball's improvement he will be deprived of a convenient outlet or road leading to market, &c. and prays that an outlet may be allowed him. Ordered to apply to the Surveyor of the Roads.

Thomas Collins Drew: Read his petition on behalf of himself and other grantees of the Townships of Rawdon and Huntingdon, requesting to know the terms and conditions of settlement of the said townships. Ordered that Mr. Drew be informed that the fees are not yet settled on, but will be and made public as soon as possible.

Read a letter from Mr. Coffin, Secretary to the Comander-in-Chief of the Province, to His Excellency the Lieutenant Governor, stating that some Indians of the Lake of the Two Mountains had complained we had given away lands upon the Ottawas River which belonged to them. Ordered that the Surveyor General be directed not to assign any more lands there for the present.

Thursday, 3rd June, 1794.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; and Peter Russell.

Read petition of sundry inhabitants living near the Landing praying that a road might be laid out from the Landing to the Four Mile Creek. Ordered that they be referred to the Road Bill passed last Session.

James Neville: Petitioner sets forth that he was induced to take up his family lands in a body and agreeably thereto had pitched upon three hundred acres on which he had built a house, cleared a meadow and made other improvements, and complains that a certificate for the improved lot has been given to another. Ordered that the petition be referred to the Land Board for their report on its merits.

William Rymal: Prays for lot No. 57 that lies in a point between Barton and Ancaster in 2nd concession line of Ancaster. Ordered that the prayer be granted and referred to the Surveyor General to assign the lot specified, if vacant.

Elias Long: Petitioner prays for a grant of lot No. 46, 3rd concession Township of Ancaster. Ordered that the Surveyor General be directed to assign the said lot to the petitioner, if vacant.

John Mills: Petitions for a grant of lot No. 21, first concession Township of Flamborough, on which he has made an improvement and, as the said lot is considerably broken and marshy, prays for a small addition of land thereto. Ordered that the petitioner be confirmed in his location, if not previously granted, with an addition of one hundred acres where the same may be contiguous, and that the Surveyor General assign the same.

Read a letter dated Newark, 26th May, 1794, as follows:—

Sir, I am directed by the Land Board to acknowledge the receipt of yours on Saturday last, and to say that so soon as Mr. Sheehan, Clerk to the Board, arrives, every exertion shall be made to comply with the request of the Honourable Executive Council. What the reasons are for not before complying, the Board cannot say.

I have the honour to be, Yr. most obed. hble. Servant.

(Signed) Ralfe Clinch,

Clerk pro tempore.

John Small, Esq.,
C.E. Council.

Read a letter from J. Williams, Clerk of the Council, Quebec, dated, Council Office, Quebec, 13th September, 1793, of which the following is an extract:

If a fee establishment for the Land-granting Department was settled for this Province I should take pleasure, with His Excellency the Lieutenant Governor's permission, in meeting the wishes of the Honourable Board of Council of Upper Canada. The subject is at present under the consideration of the Government here, but when the establishment is fixed upon I shall not omit, with His Excellency's approbation, transmitting to you, by the earliest occasion, an attested copy of it.

(Signed) J. Williams.

Read Isaac Morse's and others' petition for a township. Ordered that it stand over till he personally appears.

Edward Gahan: Petition for land. Set aside as obsolete.

Read Bemslee Peters' petition for 1000 acres of land near Kingston. Obsolete.

John McFarland: Prays for lands at Long Point and Burlington Bay. Ordered that no lands at present to be granted in the places specified.

Read D. W. Smith's memorial in behalf of O-May-ho-que, alias M. McKee. Ordered to lie by for consideration.

Peter Smith: Petitions for 1200 acres of land on the east end of the peninsula in front of the Township of Murray. Ordered that enquiry be made what lands he holds in the Province.

Elizabeth Andrews: Read petition praying for such a grant of land in behalf of her late husband, Capt. Andrews, Senior Naval Officer of Lake Ontario, as to His Excellency shall seem meet. Granted.

Cornet Roland Parks: Prayer for land near the Town of York. Granted, to the usual allowance of his rank provided he settles in the Province.

Jacob Servos and Peter J. Smith: Petitioners pray to look for some place at or near Toronto to erect a grist and a saw mill. Granted.

Margaret Springer prays for 1200 acres of unlocated lands. Granted four hundred acres for herself and two hundred for each of her family.

John Palmer and Joseph Richard Palmer: Pray for a donation of lands. Granted two hundred acres each.

John Harkimer, late a private soldier, prays for lands in the Township of York. Granted.

Edward Wright, late Quarter Master in the Queen's Rangers Cavalry, prays for a grant of land proportionate to his services. Granted.

Samuel Pinnock: Prays for land and provision in compensation of his losses. Lands granted.

The Heirs of the late Capt. John Hare: Pray for three thousand acres of land. Granted.

Frederick Scram: Petitions for lot Nos. 6 and 7 township No. 8 west of Burlington Bay in the late survey made by Messrs. Jones and Aitkins. Granted one lot.

W. B. Sheehan, late Lieut. in the 34 Regt: Prays for a grant of such portion of land as reduced officers have received. Granted.

Aaron and Daniel French: Petitioners pray for land near to York. Ordered that they have 200 acres each to begin with.

Nathan Barnum: Prays for lands near Turkey Point and Patterson Creek.

Ordered that 200 acres only can be granted the petitioner at present, it not being expedient to make settlements in that district at this time.

Jacob Grindstone, Seaman: Prays that he may be permitted to draw land when his term of servitude shall expire. Granted.

William Gannon: Prays for land forty miles above Fort Erie near to Morgan Deshan. Granted.

Sergeant Hendrick Deil: Prays for eight hundred acres in the District of Nassau. Granted five hundred acres.

Read the petitions for land in the Township of Ancaster:—

John Showers for lot No. 11, 1st concession,

Isaac Smith, for lot No. 10, 1st concession,

David Vanevery for lot No. 8, 1st concession,

John Aickman for lot No. 39, 1st concession, and Frederick Schram for lot No. 7, 1st concession. Granted on the express condition of the lots being immediately improved and houses built on each lot.

John Stone: Read his petition praying for land near Turkey Point, and for provisions. Inadmissible.

Barnabas, Eliphelet and Jeremiah Coonat: Pray for lots 27, 28, 29 and 32, 1st concession Township of Darlington, and

Roger Coonat, for the broken fronts of the above lots. Ordered that the lots in question being already granted, petitioners are directed to specify some other location.

Wm. Kitchen: Praying for lots Nos. 38 and 39, 2nd concession Township of Ancaster. No reasons specified why the petitioner should be invested with those lots.

Mary de Metrail, widow of Lewis de Metrail, late an Ensign in the 60th Regt: Petitioner prays for a grant of some of the waste lands of the Crown, according to the rank her husband held in the army. Ordered to stand over for want of specification.

Murdoch McLeod: Petitioner prays for a lease of lot No. 4 and its broken front, Township of Hope. Ordered that the petition be referred to the Receiver General.

John Smith (Cooper): Prays for lots Nos. 24 and 25 second concession Flamborough. No reason specified why Smith should be invested.

John McFee's petition: Referred to the Land Board, Edwardsburgh.

Timothy Thompson: Petitioner prays for islands opposite the land assigned him in the Midland District. Not admissible; islands being reserved.

Read the Proceedings of the Land Board for the Counties of Essex and Kent from the 11th April to the 10th October, 1793.

7th June, 1794.

At the Council Chamber, Newark.

Present: The Honourables William Osgoode, Chief Justice; Alexander Grant, James Baby, and Peter Russell.

Read a petition of Abner Mighells or Miles, praying for a tract of land six miles square on the River La Tranche. Ordered to stand over as the terms of granting are not yet fixed. Petitioner being disposed to accept of lands upon the general terms will be accommodated with 600 acres for self and family and 200 acres for each settler.

William McManus: Petition states that he has been in the Province many years and has improved lots Nos. 22 and 23 in the 2nd concession Township of Flamborough and prays for a grant of said lots. Ordered to be referred to the

Surveyor General to know whether the lots petitioned for have been granted; and to be located provided he has not received any land before.

John McBride: Petition for a town lot at York and his land to be as near as can be to the same. Granted and referred to the Surveyor General.

Wm. Dummer Powell: Petitioner prays for lots No. 6 in Stamford and Nos. 93, 94 and 95 in the Township of Newark. Prayer granted and ordered that the Surveyor General assign the same if vacant.

David Wm. Smith: Read petition praying for a gore of land beginning at the Mile Tree near Dr. Kerr's land running thence to the corner of the Town of Newark at lot No. 412, thence along the town line to a line run from the said Mile Tree to the One Mile Pond, and thence along the said line to the Mile Tree or place of beginning containing between eighty and one hundred acres. Ordered that the prayer of the petition be granted unconditionally.

John Cockle: Petitioner states that he has built upon and occupied a lot of 100 acres of land for eight years on the west side of the Four Mile Creek adjoining the lands of Mr. Servos, and prays he may be confirmed in the possession of the same. Ordered that the Surveyor General be referred to and that he be directed to assign the said land provided the petitioner shall be found entitled thereto.

Thomas Ridout: Read petition praying that lots Nos. 19 and 20 in the 3rd concession Township of Ancaster be assigned to him in lieu of two lots granted him in the Township of York. Ordered that the prayer of this petition be granted and that the Surveyor General be directed to assign the lots mentioned in the petition.

Hannah Mitchel: Petitioner prays for two hundred acres in the Township of Sugar Loaf East. Ordered that the same be granted.

Mary Burns: Petition for two hundred acres of land in the Township of Sugar Loaf East. Ordered that the Surveyor General be directed to assign the same.

Philip Beamer: Prays for 200 acres of land near to his brother's at the Forty Mile Pond, head of Lake Ontario. Ordered that the same be referred to the Surveyor General to assign 200 acres to the petitioner as near as may be to his brother's lot.

John Kehoe: Petition for land. Ordered that the Surveyor General do assign 200 acres to the petitioner.

Thomas Welch: Read petition praying for 3000 acres of land lying between the mouth of the Chippawa Creek, the head of Lake Ontario, the Indian Lands on the Grand River and Lake Erie. Ordered that the same be referred to the Surveyor General to assign two thousand, five hundred acres according to the prayer of the petition.

John McBride, sergeant, prays for a lot in the Town of York and that he may locate his land near the same. Ordered that the petition be granted according to the rank of the petitioner and that the same be referred to the Surveyor General for location.

Daniel Servos: Read petition stating that he is desirous of erecting a mill on the Four Mile Creek a small distance above the one he at present occupies and wishes to know on what terms a site may be obtained for that purpose. Ordered that the petition be referred to the Receiver General.

James Smith: Read petition stating that he had obtained a grant of His Excellency, Lord Dorchester, for 700 acres of land to be taken at any place not already granted, that he came to the River Trent where he was informed the lands were vacant and there took lots 1, 2, 3, and 4, and began his improvements

on the 2nd lot on the north side of the river, and prays that the same may be confirmed to him. Ordered that the Surveyor General be directed to report on the claim of the petitioner and the petition be referred to him for that purpose.

Harcan Lyons: Prays for 200 acres at the head of the Lake. Ordered that the Surveyor General be directed to assign 200 acres to the petitioner.

Christopher Robinson: Petition for lots Nos. 101, 102, 103, 104, 105 and 106 in the Township of Ameliasburgh as part of the lands he may be entitled to. Referred to the Surveyor General to enquire whether any lands have been granted to the petitioner and that he be directed to assign the lots prayed for, in case he shall be entitled to the same.

Robert Innes: Prays for 500 acres in the Township of Exeter to the west of the Grand River. Ordered that three hundred acres be assigned to the petitioner.

John Hansaker: Petition for lots Nos. 46 and 47, 5th concession Ancaster. Ordered that the same be referred to the Surveyor General to enquire whether the petitioner has already received any lands and if not and the lots petitioned for be vacant, that 200 acres be granted the petitioner.

Robert Clarke: Petition for leave to erect a mill, having been referred by Order of Council of the 27th May last to the Receiver General for a report thereon, report is this day made by the Receiver General that the mill site applied for belongs to the Crown, a saw mill having been erected thereon at the public expense and since leased to Mr. Donald McDonell of Kingston. Consequently this petition is inadmissible.

Abraham Maybee: Petitioner states that he has improved lot No. 21, 1st concession Adolphus-Town on which lot and the unoccupied town land adjoining are natural conveniences for erecting a saw mill; therefore prays that one acre on each side of the creek of the unoccupied town land adjoining petitioner's lot may be granted to him for the purpose of erecting a saw mill thereon. Ordered that the same be referred to the Surveyor General and if no objection occurs that the prayer of the petition be granted.

Read the Surveyor General's report on Thomas Duggan's petition. Ordered that the Surveyor General do make an assignment conformably to his report.

Stephen Burrit: Read the report of the Surveyor General and ordered that, as it appears the lands in question have been located, the petition be dismissed.

Alexander Chisholm: Read the Surveyor General's report and ordered that the petition be dismissed.

Coson Corus: Petition having been referred according to Order of Council of the 31st May, report is made that the lands in question are already granted.

Asa Holmes: Petition for 1200 acres of land opposite the mouth of Beaver Creek on the south side of the Chippawa River. Ordered that the Surveyor General do assign five hundred acres to the petitioner.

Tuesday, 10th June, 1794.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; James Baby, and Peter Russell.

Hugh Munro: Prays for the vacant point of land in the front of the town parks annexed to the town lots of Johnstown. Ordered that the same be referred to the Receiver General and that public reserves be granted under such rent as shall be approved by the Receiver General for no longer period than seven years or till such time as it may be wanted for public purposes.

Robert Wilkins: Prays for a grant of land in the rear of the seminary land

at New Johnstown, Edwardsburgh, of about 500 acres. The Council admit of the quantity, but ordered that the Land Board be referred to for a report upon the same.

Esther Ross, widow of Lieut. John Troup: Her petition states that she had obtained a grant of 1000 acres of land and prays they may be located to her as follows:—lot No. 22-24 and half 26, 8th concession Sidney; lot No. 36 and half 38, 4th concession Camden; lot No. 13, 7th concession Richmond; and also prays for a further grant of one thousand acres in the township rear of Kingston. Ordered that the prayer be granted and the Surveyor General be directed to locate the whole together.

Robert Hamilton: Petition sets forth that the petitioner in the year 1788 in consequence of a memorial to His Excellency, Lord Dorchester, stating his services in the establishment of this settlement and he did receive from His Excellency an order for 700 acres of land, being at that time the full quantity allowed for a reduced Captain; that the petitioner on his own account as well as on account of his family of seven sons, who most probably will all remain in this country, prays that such additional quantity of land be granted to him as may be thought proper. His Excellency and the Council being apprized of the advantages derived to this District in various instances from the public spirit and exertions of the petitioner, both as a magistrate and in his private capacity, think themselves fully justified in supporting his claim upon the most equitable principles and therefore resolved that a tract of land to the extent of three thousand acres be granted to the petitioner and that the Surveyor General be directed to assign the same in such vacant spot as the petitioner shall point out.

Wednesday, 11th June, 1794.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; Alexander Grant, James Baby, and Peter Russell.

His Excellency informed the Board that he called them together to communicate his wishes that a Supreme Court of Judicature might be established in this Province, and that altho' he was empowered by his Commission to establish from his own authority such courts of justice as he may see necessary, it was notwithstanding his desire that this measure should be carried into execution by an Act of the Legislature, and that the Chief Justice had in consequence of his request drawn up a Bill for that purpose which would be brought into the Upper House this day.

Saturday, 14th June, 1794.

At the Council Chamber, Newark.

Present: The Honourables William Osgoode, Chief Justice; Alexander Grant, James Baby, and Peter Russell.

Allan McDonald, late Sergeant in Col. Butler's Rangers: Read petition for lands at the Sixteen Mile Creek. Ordered that the Surveyor General be directed to locate him four hundred acres.

Jabez Collvir: Prays for lands. Ordered that 1000 acres be granted for himself, and 200 for each of his three sons who came in with him.

Wm. Dummer Powell: Petitioner prays for one hundred acres of land in the gore or vacant space between the lines of Stamford and Newark in lieu of lot No. 6 in Stamford. Ordered that the same be granted and that the Surveyor General do locate the petitioner in the same.

According to order, the Acting Surveyor General produced a report of survey of a line drawn between the lands of Anthony Slingerland and Hermanie's house, with a proposed arrangement of the different quantities of land to be assigned to the parties therein named.

Colonel Butler: The report herein following being read, the Council approve thereof and direct it to be carried into execution, viz: The Honourable Council sensible of Col. Butler's merits, regret that the limited quantity of land in the tract in question will not allow them to assign him an equal quantity with those who are entitled under a prior Order of Council, but order that he may be at liberty to locate five hundred acres in any vacant tract; and that he be confirmed in the possession of that part of his property which runs into the boundaries or limits of the Town of Newark.

Mr. Swayzie's petition to stand over.

Ezekiel Younglove: Prays for a further grant of land. Ordered that the Surveyor General be directed to assign the petitioner five hundred and fifty acres of land in addition to what he has received.

Commodore David Button: Prays that he may be granted the quantity of land he is entitled to as Commodore. Ordered that the petitioner have a grant of five thousand acres and the Surveyor General be directed to locate him.

James Muirhead, Surgeon: Prays for a grant of 2000 acres of land. The Council, duly sensible of the merits of the petitioner, wish to go to the extent of their power and order that twelve hundred acres be granted to him.

Samuel De Riemer: Prays for 25,000 acres of land about forty miles above the Chippawa. Ordered 1000 acres for himself and 200 acres for every settler to the extent of thirty.

Wm. Davis: States that he has improved lot No. 32, 8th concession of the 7th township near Burlington Bay and prays that the same be confirmed to him; and an additional grant having a numerous family. Ordered that he be confirmed in his present lot and have a further grant of 600 acres for himself and two sons, contiguous to the same, making in all 700 acres.

Robert Kerr: States that he had been at some trouble and expense in getting a tract of land surveyed in 1790, and that afterwards he obtained a grant of near 1000 acres of land on the north side of bay. He prays that the same may be confirmed to him. Ordered that the prayer of this petition cannot be granted.

David Magan: States that he eight years ago came into the Province and began a settlement which since appears to have been on lots Nos. 13 and 14, 1st concession of Township Sugar Loaf West; that he has received from the Land Board a certificate for lot No. 14, but as his house and barn are on lot No. 13, he prays that the said lot may be confirmed to him. Ordered that the Surveyor General assign lot No. 13 to the petitioner if vacant.

Jacob Miner: Prays for an additional grant of two hundred acres in addition to two hundred he has received and that the same may be granted him in the Township of Sugar Loaf West. Ordered that he receive a further grant of two hundred acres.

Preserved Cooley: Prays for a location of land to accommodate twenty families. Ordered a grant of five hundred acres for himself and 200 for each of his three sons, James, Andrew and Preserved, and 200 to his son-in-law, Jno. Manning.

Thomas Davis: Petitions for an additional grant of land. Ordered that a further grant of 200 acres be assigned to him.

Sergeant John Hannah: Prays for such a grant of land as he may be entitled to. Ordered to stand over with the rest of the petitions for York.

John Ashton: Prays to know the event of a petition presented by Alexander Wright, who personally attended in behalf of himself and very numerous associates praying for a township northward of Kingston; and two upon the River Rideau. Ordered that the Acting Surveyor General examine and survey the same and report accordingly; and that the petitioner will be confirmed in the possession of 1200 acres of land, and each settler whom he brings in will have 200 acres in a township on the River Rideau marked by the Surveyor General for Alexander Wright and associates.

Samuel Stafford will likewise be confirmed in his 1200 acres and each settler in 200 acres in the other township on the River Rideau marked by the Surveyor General under the name of Alexander Wright.

These persons upon their coming into this Province must take the oaths prescribed and upon their application to the Surveyor General will receive an assignment of their respective lands.

Capt. Richard Porter: Prays for a piece of land about one acre square adjoining a point known by the name of Annesley's Point, Town of Kingston, hitherto reserved for erecting a work of defence. Inadmissible.

Capt. Richard Porter: Prays for 1200 acres of land in the Township of Ameliasburgh, Midland District. Ordered that the Surveyor General be directed to locate the same to the petitioner if vacant.

Alexander McDonell: A petition was read stating that His Excellency in Council had been pleased some time last summer [on the 31st of August] to grant three thousand acres of land to the heirs of the late Captain Allan McDonell of His Majesty's 84th Regiment and two thousand acres of land to the said Alexander McDonell as Lieutenant in the late Corps of Rangers, in consequence of which the petitioner had authorized his brother, Angus McDonell, to receive an assignment from the Acting Surveyor General of the said five thousand acres of land; that Angus McDonell having accordingly given in a requisition and specification, was informed by the Acting Surveyor General that the lands specified and prayed for could not be granted, the same being part of a parcel of land reserved in the event of M. Desjardins and other French emigrants coming into this Province to settle, M. Desjardins having made election thereof for that purpose. But it now appearing that M. Desjardins and the emigrants purposing to accompany him have relinquished all intention of coming into this Province, the petitioner prays to have an assignment of the lands described and set forth in the specification and requisition of his brother and agent to the Acting Surveyor General, as abovesaid. Ordered that the prayer be granted and referred to the Acting Surveyor General to receive the assignment.

Edward McMichael's petition sets forth that he has for three years past settled on land between the Town of Newark and the Four Mile Creek. He prays for a proportionable indulgence and grant in the same as have been made to Colonel Butler and others settled on the said tract of land. Ordered to be referred to the Surveyor General.

Robert Land: Prays for land in compensation of his losses. He has received 300 acres at Burlington Bay. Ordered that he shall have a grant of 200 acres for each of his sons.

Read a memorial of the Acting Surveyor General in behalf of the Deputy Surveyors praying to be put upon the same footing as the Deputy Surveyors of the Province of Lower Canada from the month of June, 1792. Ordered that they be put on the same footing as the Deputy Surveyors of the Lower Province from that time.

[Memo. A return of grants to 26th June, 1794, sent to the Surveyor General. J.S.]

Saturday, 21st June, 1794.

At the Council Chamber, Navy Hall, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; Alexander Grant, James Baby and Peter Russell.

The Honourable AEneas Shaw took the oath and his seat as a member of the Executive Council. He also subscribed to the following. (See page 182).

The Attorney General laid before His Excellency in Council the deposition transmitted to him by Major Smith, Commandant of the Garrison:

Deposition of Sergeant Thos. Lawson of the 5th Regiment of Foot:—

That on Sunday evening the 31st of May last, about eleven o'clock, he with several other non-commissioned officers and private men of the said Regt. and Queen's Rangers were ordered on command in pursuit of a boat that had passed the Garrison that night, on board of which it was supposed that there were smuggled goods going to the States of America. That he the said Sergeant Thos. Lawson and one private man of his party being some distance in front of the rest of the party on the lake side, came within about thirty yards of a boat or canoe, and saw the men on board push her off from the shore, and immediately after discharged a piece at him loaded as he imagines with shot from the rattling it made against the bushes; that in a short time after they fired a second time at him, the contents of which fell behind him, that he then fired upon them, seeing that they were endeavouring to make off into the lake; that the private man that was along with him fired directly after him, and the rest of his party coming up they fired also; that he called several times to the people on board to return to shore, but they paid no attention to his orders; that after several shots had been fired at the boat the people on board cried out, "For God's sake cease firing and we will put the boat on shore;" that his party then gave over firing, but finding they were deceived and that the boat was going farther into the lake instead of returning to shore as the men on board had promised, they commenced firing again, which they continued till the boat was out of their reach.

That as he and his party were returning towards the Garrison they met Mr. McNabb, Superintendent of Inland Navigation with two boats with soldiers on board of each; that he and one of his party went on board of the boat that Mr. McNabb was on board of, that they went as far as the Twelve Mile Creek where they saw two Americans and a negro man but the latter informed him that the boat they belonged to had returned to the Four Mile Pond to take in furs which they were to take to the States of America.

That he saw the above-mentioned three men take three boxes and some provision into the wood where they hid them; that on their return to the Garrison they met the boat returning from the Four Mile Pond which Mr. McNabb stopped and examined, but did not find any goods on board that were seizable.

Whereas His Excellency gave directions that a reward of £50.0.0 Quebec Currency should be inserted in the Upper Canada Gazette, as hereinafter:—

GEORGE the THIRD, by the Grace of God of Great Britain, France and Ireland, King, Defender of the Faith, etc.

Whereas by certain information it appears that several persons in the night of the 31st of May last about eleven o'clock passed by the Garrison of Niagara, in a boat or batteau, carrying with them as it is presumed contraband goods; and upon being hailed by the sentinel, refused to return an answer: Whereupon Sergeant Thomas Lawson of the 5th Regiment of Foot, and a party of the privates of the said Regt. were dispatched to stop the said boat or batteau and detain the persons till further enquiry should be made, and

Whereas it appears that the persons, or some or one of them upon being again challenged by the said Sergeant Lawson not only refused to come on shore, but fired upon the said Sergeant and his party, and again in a short time afterwards fired a second time, in defiance of the laws and in contempt of the peace of our Lord the King.

Now I do hereby give notice that if any person or persons will give information to any of His Majesty's Justices of the Peace of the said party or any of them that were in the said boat or batteau, so that they or any of them may be brought to justice, or if any one or more of the said party will give information to any one of His Majesty's Justices of the Peace of the person or persons that fired as aforesaid upon the said Sergeant and his party so that they may be brought to punishment, he or they shall receive upon conviction of the offender or offenders the sum of Fifty Pounds Quebec Currency: And if the informer or informers should have been of the said party in the said boat or batteau other than the person or persons that fired as aforesaid, he or they shall receive the King's pardon upon such information and conviction as aforesaid, besides receiving the above reward.

Given under my hand and seal this 21st of June, 1794.

John Graves Simcoe, Esquire,
Lieut-Governor and Commander
in-Chief of the said Province.

Government House,
Navy Hall,
Upper Canada.

The following petitions were also read:—

John Colver: Petition for four hundred acres of land. Ordered that the same be granted.

Aaron Colver: Petition for four hundred acres of land. Ordered that the same be granted.

Jethrow Jackson: Petition for land having served in the Commissary's Department. Ordered that he shall have a grant of six hundred acres in addition to the two hundred already received and to specify to any of the Land Boards where he wishes for his location.

Thos. Ghent: Petitions for a grant of two lots of land Nos. 30 and 31, 7th concession seventh township. Ordered that it be referred to the Acting Surveyor General.

Jonathan Spragues: Petitions for one thousand acres of land. Ordered that the petitioner have a grant only of four hundred acres.

John Barbour: Petitions that His Excellency will allow him the usual allowance of lands granted to persons in his circumstances, being a man with a family,—a wife and four children. Ordered that the petitioner have a grant of six hundred acres.

James Steward, in behalf of himself and five sons, James, Taylor, Benjamin, John, and Zenogh, loyalists, humbly request that Your Honours will grant him and his family a location of land as large as you shall judge their sufferings merit. Ordered that the petitioner shall have a grant of five hundred acres for himself and two hundred for each of his sons.

Ebenezer Whiting, Augustus Whiting, and associates: Petition for forty thousand acres of land in one body upon and below the middle forks of the River La Tranche, upon such terms and conditions as may be deemed consistent. Ordered that Ebenezer Whiting shall have a grant of twelve hundred acres and that his son, Augustus Whiting, shall have a grant of six hundred acres; and two

hundred acres to each of his other sons, and a reserve made for his associates as they come in.

David Lee, Samuel Strait and Stephen Washbourn: Petitioners pray Your Excellency will grant to each of them such a quantity of land as Your Excellency shall think just and equitable. Ordered by His Excellency and Council that they have a grant of one thousand acres each.

John Styes: Prays to be confirmed in a lot on the Short Hills, tenth township, which he has been upon upwards of five years, and that he may have a grant of two hundred acres altogether when the same shall be surveyed. Ordered that it be referred to the Acting Surveyor General.

Richard Cartwright, Jun.: Petitioner sets forth that he came to this Province in the year 1787, where he hath ever since resided; that he has a wife and three children and since the year 1787 he has had the honour of acting as a Magistrate and Member of the Land Board for the Midland District and that he hath hitherto received only one hundred acres of land; therefore prays Your Excellency will grant him such further quantity as you shall deem proper and that in part of this he may be allowed to have two small islands situated in what is called the Hay Bay, which lies within the Township of Fredericksburgh and Adolphus-Town in the Midland District.

The Council having resolved not to grant any of the islands, that part of Mr. Cartwright's petition cannot be complied with. His Excellency and the Council being apprized of the advantages derived in various instances from the public spirit and exertions of the petitioner both as a Magistrate and in his private capacity think themselves fully justified in supporting his claim upon the most equitable principles, and therefore resolve that a tract of land to the extent of three thousand acres be granted to the petitioner and that the Surveyor General be directed to assign the same in such vacant spot as the petitioner shall point out.

Peter, Jacob, Adam, and Abraham Bowman, and Abraham Defries: Petitioners pray for the lands due to them, having served His Majesty in the last war. Ordered that they receive three hundred acres each.

17th June, 1794.

At the Council Chamber, Newark.

Present: The Honourables William Osgoode, Chief Justice; Alexander Grant, James Baby, and Peter Russell.

Read a memorial from the Hon. Peter Russell, Receiver General of this Province, to His Excellency the Lieutenant Governor in Council, stating that the Receiver General of Lower Canada has been allowed to charge one hundred pounds per annum for office rent and a clerk, and praying that the like allowance may be made to him. And having also read a letter from the Receiver General of Lower Canada to Mr. Russell dated the 27th of last month, in which he informs him that he charged and was allowed in his account £100 per annum for office rent and a clerk, resolved that the prayer of the memorial being perfectly reasonable, the Council do approve of the Receiver General making the charge aforesaid.

Read a memorial from John Small, Clerk of the Honourable Executive Council, to His Excellency the Lieutenant Governor in Council, that from the great accumulation of business in his office, he most respectfully intreats that clerks may be allowed him at the same rates as in the lower Province. Resolved that the prayer of the memorial be granted.

The Council were pleased to examine the General Account Current of the Hon. Peter Russell, Receiver General for the Province of Upper Canada for the half year ending 31st December, 1793, amounting to three thousand, five hundred and twenty-five pounds, nineteen shillings and three pence half penny sterling (dollars at 4/6) expended, which the Board find properly authorized and vouched; therefore certify to the best of their knowledge and belief, just and true. The several sums received are regularly carried to the credit of Government and the balance remaining in the hands of the Receiver General on the 31st December last is six hundred and sixty-six pounds, eight shillings, sterling.

Also an account for office rent and a clerk from the 1st June, 1792, to the 1st January, 1794, at the rate of one hundred pounds per annum, amounting to one hundred and fifty-eight pounds, six shillings and eight pence, sterling.

By received in part, 31st December, 1792, twenty-one pounds; due 1793, thirty-six pounds, which leaves a balance due to the Receiver General of one hundred and one pounds, six shillings and eight pence, sterling.

The Council were pleased to examine the General Account Current of D. W. Smith, Esq., Acting Surveyor General, from the 10th of April, 1793, to 10th October, 1793, amounting to two thousand, ninety-six pounds, twelve shillings, four pence half-penny. The Council find the expenditure thereof properly authorized and vouched, certify the same to be regular and orderly and to the best of their knowledge and belief, just and true; leaving a balance in the hands of the Acting Surveyor General of one hundred and twenty-five pounds and seven pence half-penny due to Government. (dollars at 5).

The Council were pleased to examine the account of the Attorney General, which amount for travelling expenses Western Circuit to forty-five pounds, and Midland and Eastern District to forty-five pounds, and also an account of fees from 10th July, 1793, to 31st December, 1793, amounting to forty-two pounds, six shillings, sterling. The Council find the same to be properly authorized and vouched, certify the same to be regular, orderly and to the best of their knowledge and belief, just and true.

The Council were pleased to examine the account of David Burns, Esq., Clerk of the Crown, for travelling expenses on the Western Circuit, twenty-five pounds, and on the Midland and Eastern Circuit, twenty-five pounds sterling. The Council find the same to be regular, orderly and to the best of their belief, just and true.

The Council were pleased to examine an Abstract of Contingencies in the Office of His Excellency the Lieutenant Governor from 1st July to 31st December, 1793, amounting to four hundred and thirty-four pounds, thirteen shillings, and one penny half-penny; the balance remaining in His Excellency the Lieutenant Governor's Office amounting to three hundred and eight pounds, thirteen shillings and five pence three farthings, sterling, which the Council find to be properly authorized and vouched, therefore certify the same to be regular, orderly and to the best of their knowledge, just and true.

And also an account due to His Excellency Lieutenant Governor Simcoe, amounting to thirty pounds ten shillings, Halifax Currency, which the Council certify to be regular and to the best of their knowledge, just and true.

The Council were pleased to examine the account of Wm. Jarvis, Esq., Secretary and Register, amounting to thirty-two pounds, fifteen shillings and ten pence, which the Council find to be properly authorized and vouched, therefore certify the same to be regular, orderly and to the best of their knowledge, just and true.

The Council were pleased to examine the account of the Hon. Wm. Osgoode,

Chief Justice, for travelling expenses for the Eastern District, amounting to one hundred pounds sterling, which the Council certify to be regular and to the best of their knowledge, just and true.

The Council were pleased to examine the account of Lieut. Pilkington, Engineer, in his Department, as under (Quebec Currency):—

Disbursed at York, between the 25th September and the 24th December, 1793, inclusive. £56, 16, 0.

Ditto, in the Store-Keeper General's Department for several services at York, 1793. £101, 16, 4.

Ditto, building of a gun-boat, the service commencing 6th July and ending 24th November, 1793. £91, 16, 9 $\frac{3}{4}$.

Disbursements attending the Store-keeper General's Department at Niagara for services at Colonel Butler's Barracks and Navy Hall, between 25th December, 1792, and 24th September, 1793, £293, 11, 1 $\frac{1}{4}$.

The Council find the expenditure thereof properly authorized and vouched, therefore certify the same to be regular, orderly and to the best of their knowledge and belief, just and true.

The Council were pleased to examine the General Account Current of John Small, Esq., contingencies incurred in the Council Office to the 31st December, 1793, amounting to forty-six pounds, six shillings and twopence $\frac{1}{4}$, which the Council find properly authorized and vouched, therefore certify to the best of their knowledge and belief to be just and true.

Richard Pollard, Sheriff of the Western District, states that he hath unavoidably laid out several sums of money in the necessary discharge of his duty, and lays the same before Their Honours: And that he hath also been at other considerable charges in the further execution of his duty, which he humbly prays Their Honours to take into consideration and make him such further allowance as may seem meet.

The Council refers the petitioner to the Magistrates of the District in Quarter Sessions assembled who are by law entitled to appropriate the monies arising from the District Assessments, and to discharge all demands which relate to the business of the District.

JOHN SMALL.

Saturday, 28th June, 1794.

At the Council Chamber.

Present: The Honourables William Osgoode, Chief Justice; Alexander Grant, Peter Russell and AENEAS Shaw.

Mr. Alexander McDonell took the Oaths of Allegiance and Office, being appointed Sheriff for the Home District.

James Macaulay, Surgeon: Memorialist for lot No. 65 on the road leading from York to Lake Simcoe and four hundred acres in the rear of the above lot. Ordered that the same be granted.

John Wilson: Memorialist is in possession of a lot of one hundred acres adjoining the reserve lands on Mount Dorchester, and prays to be allowed to exchange the said lot for an adjoining lot in the reserve. Ordered to be referred to the Acting Surveyor General.

James Everson: Petitioner having located lot No. 4 on the front concession about 30 miles up on the south side Chippawa Creek, opposite Mink Creek, prays for a grant of the same. Ordered that the same be granted and referred to the Surveyor General.

Henry Miller: Petitioner having served as a soldier last war prays for lots Nos. 52 and 53 in the fourth concession, Township of Ancaster. Ordered that the same be granted if vacant.

Christian Stoner: States that he arrived in this Province about four years since with a wife and five children, and that he has received the front halves of lots Nos. 29 and 30, third concession, Township of Sugar Loaf East, that he has made valuable improvements on said lots nearly in equal quantities and a considerable part of said improvements remain uncovered by the two front halves aforesaid. Prays for a further grant of two hundred acres for himself and family in the same township. Ordered that the prayer of petition be granted and referred to the Acting Surveyor General.

W. M. Casey settled on lots Nos. 24 and 25 in the fourth concession on a point of land where he found a small vacancy of about 26 acres, convenient for building upon, prays the same may be granted him for that purpose, as there is no convenient situation on either of said lots. Referred to the Surveyor General to report thereon.

Adam Green, in behalf of himself, wife and ten children: Petitioner purchased an improvement on Stoney Brook at the head of Lake Ontario containing one hundred acres; states that he has been a great sufferer during last war in various instances, and prays for a further grant of land. Ordered that the petitioner shall receive three hundred acres in addition to what has been already granted to him.

Peter Ball, Lieut. late Corps of Rangers, states that he has received certificates from the Land Board for four hundred acres in township No. 3, and by an Order of Council 200 acres in township No. 1, and being desirous to locate the remainder of his lands and also 200 acres for his wife, and 200 acres for his eldest son, prays that he may locate his lands where they can be found vacant. Ordered that the same be granted and referred to Surveyor General.

Alexander and Sarah Westbrook: Petitioners are the son and widow of a loyalist who served during the war in the Indian Department under Captain Brant. Prays for four hundred acres of land in the Township of Ancaster. Ordered that the same be granted.

Thomas Dakers, late a soldier in Col. Butler's Rangers: Having taken possession of a spot of land on the Sixteen Mile Creek adjoining a due west line run by order of Col. Butler, prays that the same may be confirmed to him together with his wife's, she being the daughter of a loyalist who served in the time of the war. Ordered that the above be referred to the Acting Surveyor General.

William Jarvis: Petitions for his lands as Cornet in the late Queen's Rangers Dragoons. Ordered that the prayer of the petition be granted.

John Hitchcock: Prays for a gore of land between the Sixteen Mile Creek and the Mud Creek, crossing the 20 Mile Creek adjoining the east side of the Arrow Cave, containing four hundred acres. Ordered that the prayer of petition be granted and referred to the Surveyor General.

Arch'l Thomson, of Kingston: Possesses a front lot in the town, No. 34. Prays for a grant of the water lot parallel thereto for the purpose of building a wharf and store upon. Ordered that the petition be granted on the same terms imposed on other inhabitants.

William B. Peters: Petitioner desirous of becoming an inhabitant of this Province, prays for a front lot in the Town of York and one hundred acres of land adjacent. Ordered to stand over till York petitions are taken into consideration.

John McNabb: Memorialist joined the Royal Army at the commencement

of the late war and served in different capacities. Prays that his case maybe taken into consideration and grant him an additional allowance of land to put him on the footing of reduced officers. Ordered that eleven hundred additional acres be granted to make up two thousand.

Samuel Williams: Petitions setting forth that he joined His Majesty's Troops at the commencement of the American War, that he was Lieutenant of Artillery in the Corps of Loyalists commanded by Major Ward, that he has received three hundred acres of land by order of Your Excellency, and prays for a further grant. Ordered that three hundred additional acres be granted the petitioner.

Lenedar Barns: Petitioner is desirous of becoming a settler in this Province into which he is lately come, and prays for a grant of four hundred acres of land at the head of the Lake. Ordered that the petitioner shall have a grant of three hundred acres.

Parshall Terry: Petitioner prays to hold five hundred acres of land in one body, one hundred and fifty of which are in front, being No. 4 and half No. 3, in the first concession below Black Creek on which he now dwells and also to hold seven hundred acres in the forks of Black Creek, there being plenty of vacant lots. Ordered that the prayer of the petition be granted.

Jacob Decow: Petitioner has resided four years in the Province on some land of his son. Prays Your Excellency will grant him an allotment of land and that he may have the same at the short hill. Ordered that 200 acres be granted the petitioner.

J. B. Rousseaux: Petitioner having served as interpreter in the Indian Department from the year 1775 to the year 1786, conceives himself entitled to two thousand acres, and have only received five hundred; prays that he may take five hundred between Lake Simcoe and York and one thousand on some unlocated land of the Crown. Ordered that the petition be dismissed.

Chas. Trump: Petitioner is gunner to the Onadoga. Prays for the same quantity of land as allowed to others in his station. Ordered that three hundred acres be granted the petitioner.

Moses Mount: Petitioner served His Majesty during the American War in Lieut. Col. Butler's Corps as Sergt. Major; that he has never located any land and prays that the allotment of land his services may have entitled him to, may be granted him in the vicinity of the Mohawk Village, in a gore between the Township of Exeter and the Indian Line, or in such other place as Your Excellency may seem meet. Ordered that five hundred acres be granted the petitioner, and referred for location to the Surveyor General.

John Laughton: Petitioner sets forth his services under Government for the space of twenty-three years, conceives himself entitled to a certain portion of land, and prays for a grant of twelve hundred acres in the first concession in a place called the Bay of Long Point, and should such land not be grantable, prays for the like proportion on the River La Tranche, to be in the first concession adjoining the land located by the Hon. Alexander Grant. Ordered that the prayer of the petition be granted.

Angus McDonell: Petitioner prays for leave to exchange one thousand acres of land granted to him in the Township of Flamborough for lands on the western end of the marsh called Coot's Paradise. Ordered that the prayer of the petition be rejected.

Peter Van Alstine, for James Smith, Esquire, Memorialist sets forth that James Smith has not long since memorialized Your Excellency in Council for land on the River Trent seven hundred acres as follows—beginning at a certain

stake standing on the north side of the said river¹ running forty chains north west as the river runs one hundred and seventy-five chains, from thence south-west till it strikes the said river, which will contain seven hundred acres. Ordered that the prayer of the petition be granted and referred to the Surveyor General respecting the location.

Francis Scott, William Lamson and Joachim Denauth: Petitioners set forth that they waited upon the majority of the Land Board of New Johnstown in Edwardsburgh, for leave to build a saw mill on the stream that leads through the town, which was granted verbally, the petitioners having put themselves to great expense to purchase irons necessary; Hugh Munro, Esq., took the advantage of erecting the frame of a small house at or near the spot where they began to prepare the ditch without the consent or approbation of the Land Board. Your petitioners humbly pray Your Excellency will take the same into consideration and grant them liberty to complete their intended mills. Ordered that the above be referred to the Land Board of Johnstown.

Allen Patterson: Petitioner begs to represent to Your Excellency in Council that his wife obtained a certificate for two hundred acres from the Land Board of Lunenburg, now called the Eastern District, which land is located in the Township of Young, in the County of Leeds, the west half of lot No. 7 and the east half of lot No. 8, first concession. Prays that the same may be granted to his wife in free and common socage under the Great Seal of the Province. Ordered that it be referred to the Surveyor General to report specially thereon, as a claim has been brought forward by Capt. Jessup.

Joseph Bunbury, Captain, 5th Regt.: Memorialist had the honour of commanding His Majesty's post at Kingston for some time, in consequence of which he became a member of the Land Board and assiduously attended that trust with due attention to the welfare of His Majesty's Province. Prays for a grant of land such as Your Excellency may think meet. Ordered that the petitioner shall have a grant of twelve hundred acres.

Peter Simmerman, and his associates, John Linneberry, Adam Fris, George Book, William Mingle, Adam Simmerman, James Dawdy, Jun., and Christopher Linneberry. Your petitioners having lately come into this Province to settle therein, and having accordingly made application to Acting Surveyor General of this Province, who directed them to search for such ungranted lands as they would wish to sit down upon, and pitched upon a tract of land between the Twenty Mile Creek, and the place commonly called the Hurricane, in the County of Lincoln. The said tract of land being bounded in front by the northernmost concession line of the survey of Mr. Lewis Grant, and running thence north and bounded to the west by the lands of James Conolly, in the place commonly called the upper settlement Twenty Mile Creek. Ordered that the petition be granted and referred to the Surveyor General to locate.

Hugh McDonell: Petitioner is informed Your Excellency has thought proper to reward the surveyors in the employ of Government by an allotment of twelve hundred acres of land and that your petitioner has for a series of time acted in that capacity, prays that he may participate the reward. Resolved that as the allotment given to surveyors was in order to put them on a respectable footing on account of their services and under the presumption they had no other claims, this indulgence was not meant to be extended to such as had already received His Majesty's bounty in any other capacity.

Wm. Bond: Petitioner wishes to become an inhabitant of this Province and prays for such a quantity of land as Your Excellency shall think fit. Ordered that the petitioner shall have a grant of six hundred acres.

¹Description incomplete in original document.

Examined the Minutes of the Land Board for the Counties of Grenville and Leeds, Eastern District, from the 17th November, 1792, to the 12th March, 1793. Particulars of those recommended to His Excellency in Council as under:

John Pollier, a Fifer in the late Royal Rangers commanded by Major Jessup. He has received one hundred acres and conceives himself entitled to three hundred more and is recommended by the Board to His Excellency in Council. The Council are willing to adopt the recommendation of the Land Board to the utmost extent conformably to the rules already observed whereby a fifer has no other claim than as a private soldier. They therefore think him entitled to no more than two hundred additional acres.

Owen Heron: Sergeant Major in the late 84th Regt., conceives himself entitled to four hundred acres and prays it may be granted him. The Board, having examined into his pretensions, grant him two hundred acres and recommend him to His Excellency the Lieut. Governor in Council for 200 acres more. Ordered that the recommendation of the Board be adopted and that 200 additional acres be granted.

Allen McDonell, Captain Lieutenant in the late Royal Regiment of New York. Petitioner has drawn twelve hundred acres and prays for eighteen hundred acres more to put him upon an equal footing with the late 84th Regt., in Oxford, lots Nos. 1, 2 and 3, first, second and third concession, and prays that it may be granted him. Ordered that the recommendation be adopted.

Francis Laremier: Petitioner served as a Subaltern Officer in the late American War and has drawn only five hundred acres of land, and prays for fifteen hundred acres more beginning three miles below southeast corner of Marlborough, the width of three lots, and to extend back to make fifteen hundred acres. Is recommended to His Excellency. Ordered that the recommendation be adopted.

Hugh McDonell, Lieut. in the late Royal Regt. of New York: Petitioner has drawn five hundred acres and prays he may equally share His Majesty's bounty with the 84th Regt. The Board having examined into his petitions recommend him to His Excellency in Council for lots 20, 21, 23 and 24 in the first concession in the Township of Marlborough, and 24, 23 21 and half 20, second concession. Ordered to be referred to the Surveyor General.

Mathew Howard; Petitioner served in the late American War as a Subaltern, as appears by his vouchers, and having drawn only nine hundred and fifty acres conceives himself entitled to one thousand and fifty more, and is recommended by the Board for a grant of the same. Referred for further consideration.

Thos. and Terence Smyth: Petitioners are heirs to the late George Smyth, Esq., deceased, surgeon to the late Royal Rangers, agent for secret services, agent for private negotiation and commissary of provisions under General Haldimand; conceive their late father is entitled to three thousand acres of land. The Board having examined into their pretensions recommend them to His Excellency in Council for one thousand and four hundred acres of land in part of their late father's proportion, at the River Rideau beginning at the foot of the uppermost falls, next to the lake on the east side, extending three-quarters of a mile up towards the lake, and back to compleat the same. Ordered that it be referred to the Surveyor General to report on the pretensions of the petitioners and on the situation of the land prayed for.

Thos. Smyth: Petitioner served as Ensign in the late Royal Regt. of New York, and has drawn seven hundred acres of land, conceives himself agreeable to a late order of Government, entitled to one thousand three hundred acres

more, and prays it may be granted him at the River Rideau, beginning at the foot of the uppermost rapid or falls next the lake on the west side, extending three-quarters of a mile up towards the lake, and back sufficient to complete thirteen hundred acres, recommended for the same by the Board. Ordered that the recommendations be adopted and referred to the Surveyor General to report on the situation of the land whether or not vacant.

Denis Doyle: Prays for five hundred acres of land for official services as set forth in his petition (and vouchers Nos. 1, 2 and 3). The Board recommend to His Excellency the Lieut. Governor in Council. Recommendation adopted and ordered that five hundred acres be granted.

Joachim Deneault: Petitioner served as a volunteer in the late 84th Regt. and from his services and attachment to the British Government conceives himself entitled to five hundred acres of land and prays it may be granted him at the River Rideau, joining the lands below Mr. Wm. Larimier's two lots in front, and to extend back to make five hundred acres.

Recommendation for five hundred acres be adopted and referred to the Surveyor General to report on the lands petitioned for if vacant.

Wm. Fraser: Petitioner served as a Subaltern in the late Royal Regt. of New York and, having drawn only 500 acres, conceives himself entitled to 1500 acres more. Prays that five hundred acres of the same may be granted him joining Mr. Joachim Deneault upon the River Rideau, front two lots, and to extend back to make five hundred acres. Recommendation adopted with respect to quantity. Referred to Surveyor General to report whether the lands petitioned for be vacant.

Wm. Fraser¹: Petitions in behalf of his late father, Simon Fraser deceased, representing that he served as Secretary to the Indian Department, conceives himself entitled to three thousand acres. Prays it may be granted him adjoining his own on the lower side and west of the River Rideau front, five lots, and to extend back to make three thousand acres of land. The Board not being informed of the proportion of land allowed, but having certain knowledge of Mr. Fraser's services, humbly recommend him to His Excellency in Council. Recommendation adopted to the extent of a Subaltern's proportion.

John Fraser¹: Petition represents that he served during the American War as a private soldier in the 42nd Regt. and prays for four hundred acres of land. The Board having examined into his pretensions do grant him 200 acres and recommend him for one hundred more. Recommendation adopted for one hundred.

Bazil Rorison: Petition recites various services and, having served as a Subaltern Officer, prays for a Captain's portion of land. The Board recommend him for a Subaltern's proportion deducting nine hundred acres which appears he has drawn. Prays it may be located joining to Captain Kipp upon the lower and west side of the River Rideau and referred to His Excellency whether he shall be indulged with a Captain's proportion of land. Recommendation adopted as to a Subaltern's proportion and referred to the Surveyor General as to the location.

Ephraim Jones: Petition represents that he received during most part of the American War, a pension equal to that of a Subaltern Officer and has drawn only one thousand acres. Conceives himself entitled to one thousand acres more. Prays it may be granted him joining the reserves, the north side line of Marlborough the width of three lots in front, and to extend back to make one thousand acres. Recommended by the Board. Recommendation adopted and referred to the Surveyor General with respect to the location.

¹"Fraser" or "Frazer" in autographs.

Doctor Solomon Jones: Petition represents that he served during the late American War as Surgeon's Mate and has drawn for himself and family only nine hundred acres. Conceives himself entitled to eleven hundred more and prays it may be granted him beginning at the seventh lot below Marlborough, three lots in front and to extend back to make eleven hundred acres. Recommendation adopted and referred to Surveyor General with regard to ye location.

Doctor Solomon Jones: Petition in behalf of his late brother, David Jones, who served during the late war as Lieutenant in a Corps of Royal Rangers, that he has drawn five hundred acres of land. Conceives that he is entitled to one thousand five hundred acres more. Prays that the same may be granted him. Ordered that the same be inadmissible.

David McFall: Petitioner served in the American War as a Captain in the Queen's Royal Rangers, has drawn eight hundred acres of land and conceives himself entitled to two thousand two hundred acres more. Prays it may be granted him in the township back of Elizabeth-Town in the south easterly corner; eight hundred acres being two lots in the second and two lots in the third concession, then eight hundred acres in the north easterly corner, two lots in the eighth and two lots in the ninth concession. Then four hundred acres in the south westerly corner, being one lot in the first and one lot in the second concession. Then one lot in the north westerly corner; the whole being two thousand and two hundred acres. The Board recommend him to His Excellency in Council for the same. Recommendation adopted and referred to the Surveyor General with respect to location.

Daniel Jones: Petitioner represents that he has drawn only four hundred acres of land. Conceives himself entitled to a Subaltern's proportion and prays it may be granted him on the east side of the River Rideau. Ordered to stand over till a more specific report be made on petitioner's services.

6th July, 1794.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; Alexander Grant, James Baby, Peter Russell and AEneas Shaw.

The Council, having taken into consideration the absolute necessity that a Table of Fees should be ascertained and fixed, have agreed on the Table following:—

	For 200 acres and under	Above 200 and not exceeding 400	Above 400 and not exceeding 800	Above 800 and not exceeding 1200
	1st Class	2nd Class	3rd Class	4th Class
	£ s. d.	£ s. d.	£ s. d.	£ s. d.
Seal.....	1 10 0	1 17 6	2 12 6	3 15 0
Secretary.....	10 0	12 6	17 6	1 5 0
Register.....	5 0	6 3	8 9	12 6
Auditor.....	2 6	3 1½	4 4½	6 3
Clerk Council.....	5 0	6 3	8 9	12 6
Surveyor General.....	5 0	6 3	8 9	12 6
Attorney General.....	1 0 0	1 5 0	1 15 0	2 10 0
Governor's Secretary.....	1 0	1 3	1 9	2 6
Surveyor Woods.....	1 6	1 10½	2 7½	3 9
	£4 0 0	£5 0 0	£7 0 0	£10 0 0

The 5th Class above 1200 acres (viz.) The first 1000 acres. £10 14 2
Every 1000 after 1 15 6

Incidental Office Fees besides the foregoing:

Departments	Every 100 words in official papers	Every search	Every plan	In the 3, 4, and 5 classes an addition for every 100 acres above 300
	£ s. d.	£ s. d.	£ s. d.	£ s. d.
Register's.....	1 0	0 0 0	0 0	0 0 0
Surveyor General's.....	0 1 0	0 1 6	0 5 0	0 5 0

For grants above 1200 acres and not amounting to a township:—

Great Seal, for first 1000 acres £3:10:0, every additional 1000 after, 15s.

Secretary of the Province, first 1000, 30s, every 1000 after, 5s.

Register for recording the grant, first 1000, 12s. 6d, every 1000 after, 3s.

Auditor, half the Register's.

Clerk of the Council, first 1000, 12s. 6d, every 1000 after, 3s.

Surveyor General, first 1000, 30s, every 1000 after, 5s.

Attorney General, first 1000, £2:6:8, every 1000 after, 1s.

Governor's Secretary, first 1000, 2s. 6d, every 1000 after, 1s.

Surveyor Woods, first 1000, 3s. 9d, every 1000 after, 1s.

And whereas by His Majesty's instructions it is directed that the lands apportioned to the loyalists should be granted free of all expense; and it having been represented that in other colonies where lands have been granted, it has been customary for the several officers who are entitled to claim fees to receive half fees upon making out the grants to the loyalists, which half fees have been discharged and carried to the contingent expense of the Province: Resolved that all fees arising on grants of lands made out to officers and others under His Majesty's Royal Proclamation, shall be regulated according to the aforesaid Table and to be paid in moieties provides that the fees on any grant shall not exceed a moiety of the amount directed to be paid on grants of 1200 acres or five pounds, which five pounds shall be divided among the several officers in their respective proportions until His Majesty's pleasure shall be known with regard to the confirmation of the above Table, or otherwise.

JOHN SMALL.

Tuesday, 8th July, 1794.

At the Council Chamber.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; Alexander Grant, James Baby, Peter Russell and Aeneas Shaw.

Ben. Pawling, late Captain in Col. Butler's Corps of Rangers: Petitioner having located one thousand acres in part of three thousand acres of land he is entitled to as a reduced captain, prays Your Excellency would be pleased to grant him the remaining two thousand acres in such part of the Province where they may be found vacant. Ordered that the same be granted.

John Beamer: Petitioner has been in the Province upwards of seven years, settled and improved on lot 19, first concession, Township of Flamborough, which he bought of Elias Long, prays that he may be confirmed in the same,

and having a wife and five children, prays Your Excellency and the Council will give such further grant as shall seem meet. Ordered that a lot be granted to petitioner and that ye Surveyor General do locate the same.

Christian Warner, a Sergeant of Col. Butler's late Rangers, and John Stacey, late of the Naval Department: Memorialists have both been in the service of His Majesty, and about four years ago went to Long Point and located C.W. 400 acres and J.S. 200 acres; pray to be confirmed in the same as they understand part of the said lands are claimed by Nathan Barnum. Ordered that the same be rejected.

John Mordant and family: Petitioners have resided in this Province upwards of six years and being desirous of having the lands they have located and improved insured to them, humbly pray Your Excellency in consideration of the true loyalty and fidelity to the King of their family during last war (the circumstances of which Your Excellency is not unacquainted with) will please to grant to his mother 400 acres in the first concession, Township of Flamborough lots Nos. 16 and 17; Betsy and Nancy Mordant (daughters) a lot each, Nos. 12 and 13, second concession of the said township; to Ralph Mordant lot No. 15, first concession same township, and to James Mordant lot No. 54, first concession, Township of Ancaster; and John Mordant for lot No. 18, first concession. Ordered that the quantity be granted and referred to the Surveyor General to locate the same.

Francis Costa: Petition praying for land. Ordered that the petitioner shall have a grant of twelve hundred acres and that the Surveyor General do locate same.

John Purbus and Peter Van Every: Your petitioners both served His Majesty during the late war in the Ranging Service and have not received any land,—John Purbus prays for lot No. 2 in the first concession, Township of Flamborough, and Peter Van Every for lot No. 9 in the first concession and No. 9 in the second concession in the said Township of Flamborough. Ordered that the petitioners shall have a single lot each.

Irish John Wilson: Petitioner removed into this Province with his family six years since. That he has been indulged with a grant of 250 acres only for himself and family and, having a wife and eleven children, prays for a further grant. Ordered to be referred to the Land Board.

Andrew Van Every: Petitioner's father and brothers, five, served last war in Col. Butler's Rangers, that the care of his mother and the rest of the family devolved in great measure on himself. Prays for lot No. 1 in the first concession, and lot No. 1 in the second concession, Township of Flamborough. Ordered one lot if none has been granted to him.

Charles Field: Petitioner served His Majesty in the Marine Department three years on Lake Ontario, part of which time he was considered as an artificer, and has been since honourably discharged and, having married the daughter of a loyalist, prays that he may have a grant of land agreeably to His Majesty's bounty and that he may also locate in right of his wife. Ordered that one lot be granted.

Haz'n Spencer: Petitioner has not located all the lands he is entitled to. Prays for 600 acres, Township of Marysburg, Midland District, adjoining the lands of Owen Richards in the second concession east of the east lake in the said township. Ordered petition granted. Referred to Surveyor General to locate the same.

Hill Carney and Edward Carney: Petitioners during the American War were severely persecuted by the revolvers. They were frequently imprisoned and

fined in a sum equal to the amount of their property and are now removed into the Province with their families and pray for an allotment of land to improve upon. Ordered petition be granted. Place to be specified.

Wm. James and Ben. Richards: Memorialists pray to be confirmed in lands that they have long since taken possession without an order. Rejected.

Jonathan Miller: Petitioner is desirous of settling in the Province and prays Your Excellency will grant him four hundred acres of land adjoining the lands granted Mr. Ebenezer Allen and associates. Ordered that 200 acres be granted petitioner.

Timothy Skinner: Petitioner prays for a further location. Ordered that an additional lot be granted and referred to the Surveyor General to locate the same.

Wm. Gage: Petitioner about five years ago came into this Province with property to a considerable amount and was promised lands by Colonel Hunter but as the lines were not run out in such parts as petitioner wished, he bought an improvement in the Township of Saltfleet. Petitioner is now returned with his wife and family and prays for 1200 acres of land in said township. Ordered that petitioner shall have a grant of six hundred acres, Surveyor General to locate the same.

John Pettit: Petitioner served during last war in the New Jersey Volunteers six years and a half, and was honourably discharged from the said Corps at the conclusion of the war. Petitioner has received 250 acres but hopes that his loyalty, exertions and very great sufferings, will entitle him to a further claim on Your Excellency. Ordered that he shall have a grant of two hundred acres more.

Negroes (nineteen): Petitioners pray for a tract of land to settle on separate from the white settlers. Rejected.

Lewis Vail: Petitioner removed with his father out of New Jersey into the British lines on Staten Island, at the commencement of the war. Prays for an allotment of land contiguous as may be convenient to York and he will improve thereon. Ordered that the petition be granted.

John Aikman: Petitioner has received a grant for lot No. 39 in the first concession, Township of Ancaster, on condition that he should build on the same, but finds the lands so much broken that without a further indulgence he cannot get a livelihood for himself and family. Prays for lot No. 38 in the same concession and township. Inadmissible; only one lot upon the road can be granted.

Isaac Swayze: Petitioner most humbly prays for a location of land agreeably to His Majesty's most gracious bounty to his loyal subjects. Ordered that petitioner have a grant of twelve hundred acres and referred to the Surveyor General to locate the same.

John Mordant: Petitioner prays in consideration of the loss of his father in the late rebellion, their family are entitled to 1200 acres exclusive of their individual grants. Ordered petitioner have 200 acres in addition.

John Secord, late Sergeant in the New York Volunteers: Petitioner under the sanction of the Land Board took up lot No. 9, being 200 acres of land on the River Welland, erected a small house and improved the same, since which Isaac Vrooman has begun to clear land on the premises and claims the lot as his property. Prays to be confirmed in the same. Ordered to be referred to Surveyor General to report on the pretensions of the claimants.

Jesse Pawling: Petitioner having received one thousand acres of land in part of two thousand acres he supposes himself entitled to, prays for the remaining one thousand to be located to him. Ordered that the same be granted.

John Cain: Petitioner served His Majesty five years in Sir John Johnson's

Corps of Rangers and has been in the Province ever since. He has never had any lands assigned to him. Has a wife and two children and prays for lot No. 5, Township of Flamborough, first concession, and that he may have a further quantity of land for himself and family. Ordered to be referred to the Land Board.

William and John Shaver: Petitioners have been in the Province some time and William Shaver has been upon lot No. 54, second concession, Township of Ancaster, and prays for a grant of the same. Ordered referred to the Surveyor General, and one lot granted to John Shaver. Referred to the Surveyor General to locate them.

Peter Cain: Petitioner desirous of settling in the Province, prays for a location of one thousand acres. Ordered that he shall have a grant of 400 acres.

Robert Wilkins (Kingston): Petitioner prays for a grant of land on the back of the seminary land of New Johnstown of about 500 acres more or less. The Council admit the quantity and to be referred to the Land Board to report.

William Chewett, formerly an officer of the staff in the Province of Lower Canada, previous to the reduction in the year 1783: Petitioner prays Your Excellency will take his case into consideration and allow whatever proportion of land Your Excellency may think fit, he having received only 200 acres of land on the east side of the River Cataraqui. Ordered that petitioner shall have a grant of one thousand acres to make together 1200 acres.

Rebecca Field and Gilbert Field: Petitioner is the widow of George Field who served His Majesty last war in Col. Butler's Corps of Rangers, that her late husband never obtained more than one hundred acres of land, she humbly prays that she may have lands assigned to her in her husband's right, and also in her own. Her son Gilbert has also served in Col. Butler's Corps of Rangers and never taken up any lands. Requests that he may have a grant of lots Nos. 35 and 36 in the third concession, Township of Ancaster; and if Your Excellency think him deserving of a further indulgence, that lots Nos. 33 and 34 in the fourth concession of the said township may be granted him. Ordered that two lots be granted Gilbert Field, one additional lot to Rebecca Field, and referred to the Surveyor General.

John Davis: Petitioner encouraged by Your Excellency's most gracious Proclamation has removed together with eleven families into this Province from the State of North Carolina. Prays for a tract of land sufficient to accommodate him and the families he has brought with him. Ordered that it be granted, and place to be specified.

Neil McLean, Hector McLean, Richard Porter, Richard Cartwright Senior, William Atkinson: Memorialists set forth to Your Excellency that they have been resident in this Province since the settlement of it in 1784, and were members of the first Land Board that was ever instituted in this country, in which capacity they have uniformly continued to act, and are now doing business under the sanction and authority of Your Excellency in the same capacity. From the above mentioned, and many other circumstances, they pray that Your Excellency in Council will condescend to consider their claims in this particular instance and order them a grant of such portion or portions of the waste lands of the Crown wherever they may be unlocated. Ordered that a letter be written to know what lands the petitioners have received.

Abraham Beams: Petitioner has purchased an improvement of 250 acres of land and obtained a right to the soil, which is all the encouragement he has ever received from Government: Therefore prays for a location of land for himself and family as much as Your Excellency in Council shall seem meet.

Ordered that petitioner shall have a grant of four hundred acres, and referred to Surveyor General to locate the same.

James Durham, Edward Durham and Isaac Durham: Petitioners are the sons of the late James Durham, deceased. That their father suffered imprisonment and loss of property in the Colonies on account of his loyalty. Six years since he came into this Province and obtained a location of 200 acres of land but never located for his sons. Pray for a location of land and that lot No. 3 and No. 4 may be assigned them in the Township of Flamborough, first concession. Ordered that the petitioners shall have a grant of a lot each.

Wednesday, 9th July, 1794.

At the Council Chamber.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables William Osgoode, Chief Justice; Alexander Grant, Peter Russell and Aeneas Shaw.

Ordered that His Excellency John Graves Simcoe, Esquire, Lieutenant Governor, have a grant of five thousand acres of land, being entitled to the same as Colonel of the late Queen's Rangers last war.

Resolved that the Town of York be built conformably to the plan now laid before the Council and marked with the letter (---), which plan has been considered and approved of by them; and that every person taking a town lot shall be under an obligation of building a house within the period of three years from the date of their certificate of location, and in case of non-compliance, shall forfeit the same.

James Lee: Petitioner served during the late war in the 23rd Regt. seven years, has drawn 200 acres; humbly conceives himself entitled as a soldier to some additional claim, and has also a wife and four children. Prays Your Excellency will authorize your petitioner to receive such additional land as Your Excellency's wisdom shall seem meet. Ordered not to be granted until His Excellency sees him himself.

Abnor Landon and others, of the Town of New Johnstown: Petitioners set forth that the inhabitants of said town are greatly hindered in their building for want of a saw mill and are under the necessity of carrying their grain a great distance for want of a grist mill. Pray to erect mill or mills upon the stream running through the town. Ordered to be referred to the Surveyor General to report how far the granting of this petition will interfere with the mill already erected.

Henry Weishuhn: Petitioner served as Sergt-Major in the 60th Royal American Regt. of Foot last rebellion and prays for a grant of land for himself, wife and five children. Ordered that it be referred to the Land Board.

Richard Loucks and Jacob Mercle, church wardens for the Presbyterian congregation in the Township of Osnabruck: Petitioners set forth that the congregation wishing to build themselves a place of divine service, and that they are in daily expectation of a minister to whom they have agreed to give a salary, pray that Your Excellency will grant the west half of the center common of the Township of Osnabruck, or such part of it as Your Excellency may think proper. Ordered to be referred to the Surveyor General.

John Backhouse: Petitioner is arrived with his family into this Province, that he is from Yorkshire in England, has a wife and eight children, and prays that an assignment of land may be made to himself and family. Ordered a grant of six hundred acres, and to be referred to the Surveyor General.

15th July, 1794.

At the Council Chamber.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and Aeneas Shaw.

Wm. Walker: Petitioner came from North Carolina with his family, eleven in number, four of which are able to bear arms. Prays for an allotment of land adequate to his family. Ordered that the petitioner and family have a grant of twelve hundred acres.

Jacob Ball, Sen: Petitioner sets forth that he served as a Captain of militia in the Province of New York from the year 1768 till the commencement of the rebellion and prays Your Excellency in Council will grant him (with what he has received) the same quantity allowed to Captains who served during the rebellion. The petition not admissible.

Peter Secord: Petitioner joined His Majesty's standard in the year 1777, and employed in the service and received pay, from which he was discharged on account of his age. Prays for lots Nos. 93, 94, and 95 in township No. 1, having resided on said lands ever since the year 1781. Ordered that the same be granted.¹

Daniel Servos: Petitioner located and settled on lands on this side the Four Mile Creek in the year 1785, which lands fall within the reserve. Prays that he may be granted one lot fronting the house in which he now lives. Referred to the Surveyor General to show where the lands said to be reserved are laid out.

Adam McColgan: Petitioner served during the whole of the late rebellion in Your Excellency's Regt. and received only one hundred acres for his services. Prays that if the request does not appear unreasonable, Your Excellency will grant him a lot of land in the Township of York. Ordered that the same be granted.

Staats Springsteen: Petitioner served the last war in Col. Butler's Rangers and resided in this Province ever since they were disbanded, and last summer went to Murphy's Creek in the vicinity of Long Point and improved on land at that place. Prays that the same may be confirmed to him. Ordered that the same be rejected.

John Furga: Petitioner served last war in Col. Butler's Rangers. Prays that he may have leave to remain on his place at Long Point. Ordered to be referred to the Surveyor General.

John Wrong: Petitioner prays for lot No. 36, 3rd concession on the 20 Mile Creek. Ordered to stand over.

George Keefer: Petitioner removed into this Province last fall and has been indulged with a location of land of 200 acres by the Land Board; that his father had great losses, &c., and served with the British troops last war until his death. Petitioner prays for a location of land in right of his father. Ordered that the same be referred for further consideration.

James Chambers: Petitioner is desirous of settling in this Province and prays for an allotment of land. Ordered that he shall have a grant of 200 acres.

Parker Mills: Petitions for land at York. Ordered to be considered with the York petitions.

Jacob Baum: Petitioner came into this Province in the year 1788 and improved in township No. 5 near Lake Ontario. Erected mills on the Thirty Mile Creek in the gore between townships Nos. 5 and 6. At certain seasons there is not water sufficient to drive the said mill, therefore your petitioner prays for

¹Rescinded 11th July, 1795 and 400 acres granted in lieu.

three hundred and fifty acres contiguous to the said mills in the gore, this quantity being the amount of his family lands granted by the Land Board. Ordered that the same be granted.

James O'Hara: Petitioner served and joined His Majesty's troops at New York. Prays for an allotment of land to accommodate himself and family. Ordered that he shall have a grant of 200 acres.

William Spurgin: Petitioner left his property and joined Lord Cornwallis last war. He came to this Province near twelve months since with his family. Prays Your Excellency will grant him an allotment of land to improve upon. Ordered that he shall have a grant of 200 acres for the present. Referred to the Surveyor General.

Joshua Booth, in behalf of Robert Clerk, Esquire: Petition praying for a mill seat &c. Resolved to be inadmissible as the mill seat belongs to the Crown.

Colin McNabb: Petitioner has not received any land which he presumes he is entitled to as a reduced officer, therefore humbly prays Your Excellency will be pleased to grant him his proportion. Your petitioner respectfully represents that he has a wife and five children, and prays that an additional grant be allowed him in behalf of his family. Ordered that the petition be granted.

Margaret McCool: Petitioner is just arrived with her family consisting of three sons and two daughters. Her husband and eldest son bore arms in support of His Majesty's Government, and both lost their lives at Charlestown. Prays Your Excellency will grant her and family such lands as Your Excellency's wisdom shall seem meet. Ordered that she shall have a grant of eight hundred acres (including those already allotted) for herself and family.

Miles Hitchcock: Petitioner has a wife and three children living with him, and has been upwards of eight years in the Province. Prays for lots Nos. 14 and 15 on the 20 Mile Creek. Ordered that the same be referred to the Surveyor General.

Petition of the settlers of the Township of Osnaburg: Petitioners humbly beg that Your Excellency will be pleased to grant a surveyor to run over the third concession in the right place, as there is a sufficient quantity of land for two concessions, and to prevent further mistakes. Ordered to be referred to the Surveyor General.

Abraham Neafe: Petitioner has received lot No. 30, second concession in the Township of Sugar Loaf East, and previous to the survey of the said township had erected a valuable improvement on said lot and also on lot No. 29 in the same concession. Prays for a grant of the same to cover an improvement which he has made at great expense and labour. Ordered that the same be granted if vacant.

Petition of the inhabitants of the north branch in the seventh and eighth concession of the lands given to the petitioners in the County of Stormont:

Represents that the Indians are giving out the said land to settlers and have made some encroachment on your petitioners. Pray that the lines run by McNiff may be established, or that Your Excellency will order a surveyor to survey the eighth concession and establish John Chisholm on lot No. 1, seventh concession, and Alexander Munro on lot No. 2 in the eighth concession, and the widow McLeod do on lot No. 4, agreeable to the plan, and the said lots to extend from concession line to concession line in order that every man shall occupy his own lot. Ordered that the above petition be referred to the Surveyor General.

Jonathan Walton: Memorialist having served the last American war as Lieut. of the provincial armed boats, as will appear by certificate, finding that

persons of his description have drawn lands, is induced to hope that Your Excellency, from your knowledge of your memorialist's services, will grant him the quota of land common to a Subaltern. Ordered that Mr. Walton have a grant of eight hundred acres in addition to the 1200 he possesses in the Township of Hope.

Petition of the Grand Jury for the January Sessions, Eastern District: That your petitioners having long experienced the inconvenience of the want of a public market in the Town of Cornwall, pray that Your Excellency will grant the same and that it may be held every Saturday. Ordered that it be granted.

John Morehouse: Petitioner is desirous of becoming an inhabitant of this Province and can bring on a number of settlers, worthy inhabitants; therefore prays Your Excellency will grant him a quantity of land to accommodate himself and associates. Ordered that he shall have a grant and to look out for lands.

Thos. Kinnear: Petitioner has served as seaman on Lake Erie under Commodore Grant. Prays that he may be allowed the usual proportion of land. Ordered that he shall have a grant of two hundred acres.

John Lyon: Petitioner prays for an allotment of land to improve upon. Ordered that the petitioner shall have 200 acres.

Benjamin Canby and John McGill: Petitioners have been at a great expense in erecting mills on the military communication between Chippawa and the falls about one mile above the mills of John Burch, Esq. Pray for a location of land of half a quarter of a mile below the place designed for said mills, and a quarter and half-quarter of a mile of said military tract above the place first mentioned. Your petitioners further pray to locate twelve hundred acres of timber land on the Chippawa Creek. Ordered to specify the vacant lots which the Surveyor General will report upon, the other part to be granted if there be a vacancy.

Thos. Dickson: Petitioner prays for a town lot at Fort Erie, as contiguous to the present fort and stores as may be allowed under such regulations. Ordered that it be granted and referred to the Engineer.

Thos. Bradford: That he is just arrived with his family, twelve in number, prays your Excellency will grant him lands adequate to his family to improve upon. Ordered that petitioner and his family have a grant of six hundred acres.

Jane Davis, widow; John Davis, Robert Davis, James Davis and James Darickson: Petitioners are arrived from North Carolina in order to live near her son, Thomas Davis, who has been settled in the seventh township of the County of Lincoln for four years past. Prays for lands near to her son's. Ordered that they shall have two hundred acres each.

David Bradford: Petitioner is arrived from North Carolina with his wife and six children with intent to settle in this Province. Prays for lands in the Township of Ancaster. Ordered that he shall have a grant of six hundred acres.

Examined the Proceedings of the Land Board for the Counties of Addington, Lenox and Prince Edward, held at Adolphustown the 14th of May, 1793, to the 20th of May, 1794.

P. M. Fortier, Lieut. in His Majesty's service on the lakes: Prays for two thousand acres of land and that he may be permitted to locate as much thereof in the marsh lying between the Townships of Ancaster and Flamborough, commencing at the western extremity to the said marsh on each side of the creek running through the same. Ordered that the petitioner having received eight hundred acres, the quantity he is entitled to will be made up to Mr. Fortier.

Mrs. Elizabeth Thompson: Petitioner states her great services last war, and prays for such lands in the Township of York, or other unlocated part of the Province, as His Excellency's wisdom shall seem meet. Ordered a grant of 600 acres.

JOHN SMALL.

6th September, 1794.

At the Council Chamber, Navy Hall.

Present: The Honourables Peter Russell and AEneas Shaw.

The Council were pleased to examine the Public Accounts of the Province of Upper Canada between the 1st of January and the 30th of June, 1794, as under:

No. I. His Excellency the Lieutenant Governor's office, an account of ordinary and incidental expenses incurred to the 30th June inclusive, amounting to £132.1.4½.

Balance remains in the office to be accounted for, £298.13.1¼.

No. II. The Receiver General's General Account Current for the half year ending 30th June, 1794, £2,410.13.7¾.

Balance remaining in the Receiver General's hands and carried to credit of Government in next account, £422.6.4¼.

No. III. The Surveyor General's Account Current from the 10th October, 1793, to 10th April, 1794, Halifax Currency, including a balance due to him on the 10th of April last of £976.12.8 Halifax Currency, £2,212.15.6½.

No. IV. William Jarvis Esquire, for fees due to His Excellency the Lieutenant Governor from 1st January to 30th June, 1794, £70.10.0.

No. V. William Jarvis, Esquire, Secretary and Register, for fees due to him from 1st January to 30th June, 1794, £25.9.0.

No. VI. William Jarvis, 1st January to 30th June, 1794, £48.15.4.

No. VII. The Attorney General, travelling expenses on the Eastern and Midland Circuits, £45.0.0.

No. VIII. The Attorney General's travelling expenses on the Western and Home Circuits, August 11th, 1794, £45.0.0.

No. IX. The Attorney General, an account of fees due to him between 1st January and 30th June, 1794, £25.4.0.

No. X. John Small, Esquire, Clerk of the Council, General Account in the office, £143.15.0.

No. XI. D. Burns Esquire, Clerk of the Crown and Common Pleas, account of fees and office rent, etc., to 30th June, £38.19.6.

The Council finds the expenditure of the above accounts properly authorized and vouched, certify the same to be regular, orderly and to the best of their belief, just and true.

4th November, 1794.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and AEneas Shaw.

The Attorney General attended with a proclamation for the prevention of the carrying over land of rum and other spirituous liquors to be sold amongst the Indians, which was approved and ordered to pass the Seal of the Province.

Richard Barnes Pickell took the oaths and was sworn Confidential Clerk to the Executive Council.¹

¹The minutes sent home to this date.

Benjamin Springer: Petitioner sets forth that he has ever been attached to the British Government and requests that he may have such a proportion of land for his family, consisting of a wife and three children, as Your Excellency shall think meet. Ordered that petitioner shall have 200 acres.

Nathaniel Pettit Esq.: Petitioner by reason of his steady attachment to His Most Gracious Majesty and the British constitution, has suffered great losses, humbly prays a further allotment such as Your Excellency may judge him worthy of. Ordered to be referred to the Acting Surveyor General and that he shall have a grant altogether of two thousand acres.

John Hill Junior: Petitioner served upwards of three years as a volunteer in Captain Oliver Templeton's Company last war, prays for a grant of land. Ordered to stand over till he appears.

Mary Ridout (late Mary Campbell) a loyalist (U.E.): Petitioner prays for lot No. 12, with the broken front, in the front concession, Township of York, or other vacant lot in said township. Prior claimant for the lot.

Arent Bradt: Petitioner during the whole of last war was a Captain in the militia commanded by Sir John Johnson, that your petitioner expected a lot of one hundred acres adjoining where he now lives but understands that by the late regulation of the Council the greatest part of those lands is otherwise disposed of; therefore humbly prays Your Excellency will grant him such a quantity of land as in your wisdom shall think proper. Ordered that his improvements be granted eastward of a line run from the Mile Tree to the Town Tree, at No. 412, near 100 acres.

Edward McLaughlin: Petitioner sets forth that he served His Majesty King George several campaigns during the last war in America under the command of General Amherst and General Wolfe, in reducing the French garrisons in Canada; and prays for land on the west side of the road leading from York to Lake Simcoe, being informed there is from Nos. 40 to 48 not located. Petitioner has a family of five persons grown to the years of maturity and prays for such proportion of land as they may severally be entitled to. Ordered that the petition be granted and referred to the Acting Surveyor General for location.

James Robins: Memorialist wishing to be possessed of a convenient situation in order to build a wharf and store house at Kingston, therefore begs leave to solicit Your Excellency for a grant of a lot fronting No. 2, being nearest the property he now possesses. Ordered to be referred to the Surveyor General.

Jacob Servos: Petitioner prays for a grant of a township. Ordered that a proportion of land will be granted to all good settlers the petitioner shall bring into the Province.

George Neill: Petitioner embodied a number of loyal militia in South Carolina in behalf of His Majesty's Crown and dignity and received a Major's commission. Prays for an allotment of land such as Your Excellency shall seem meet. Ordered to stand over for consideration and personal appearance.

Alexander Markle: Petitioner has been a resident in the Province since the close of last war. The want of years prevented him from bearing arms with his four brothers who all served in Col. Butler's last Rangers. Petitioner married the daughter of a loyalist by whom he has five children, that your petitioner has received one hundred acres, and prays for a further tract for himself and family. Ordered that the petition be granted and to point out his tract.

Joseph Jessup: Petitioner served in the late American war, a Captain, conceives himself entitled to 3000 acres of land and made application to the Land Board some time before the division of the Province and had by their order a location marked on the plan of the Township of Young for lots Nos. 1, 2,

3, 4, in the seventh concession, and lots Nos. 1, 2, 3, 4, in the eighth concession, and lots Nos. 1, 2, and half of lot No. 3, in the ninth concession, the whole making two thousand one hundred acres of land. Prays to be confirmed in said location. Ordered to be referred to the Surveyor General.

John Devine: Petitioner prays for a location of land about the head of the Bay of Quinté, or between the Town of York and Lake Simcoe. Ordered that the petition be granted if not located at York.

George Brayton and Wait Rathbun, for themselves and associates: Petitioners can bring fifty settlers in the course of two years and a considerable part of this number the ensuing spring and summer will enter upon their lands; that a settlement on the River La Tranche, alias Thames, would be their choice; therefore humbly pray that a tract of twenty-five thousand acres, adjoining William Reynolds', or in some other unappropriated lands, may be granted them and their petitioners. Ordered that the prayer of the petition be granted and to look out for land at the Surveyor General's office.

Mathew Gilmar: Petitioner is a married man, has six children, and prays for a grant of land between Patterson's Creek and Grand River. Ordered two hundred acres for the present.

Richard Ruth: Petitioner entered into His Majesty's service in the year 1758, has never received any land, and humbly prays Your Excellency will grant him three hundred acres of land or such other quantity in the 10th township on the Chippawa Creek. Ordered to be referred to the Surveyor General for a 200 acre lot.

Jacob Servos: Petitioner has improved on land near the Four Mile Creek supposed to contain 200 acres, prays Your Excellency will grant him an addition of 1800 acres having served as Lieutenant in the Six Nation Indian Department. Ordered to look out for a location and that the same be granted.

John Hill: Petition praying for one thousand acres of land in the 10th township. Ordered to lie over till he appears.

John Jones: Petition sets forth that he served His Majesty as a Sergeant in the 60th Regt. Prays for a grant of 500 acres for himself and the customary allowance for his wife, her mother, and one child. Ordered to lie over for consideration.

James Macklin: Petitioner wishes to settle himself at the mouth of the Chippawa Creek, and on that central spot to erect pot-ash works. Prays for a portion of the public ground for the above useful purposes, for which he will make such annual compensation as Your Excellency shall think proper. Ordered to be referred to the Engineer, Lieut. Pilkington, for the proper place of location.

Wheeler Douglass, for himself and associates: Petitioners pray for twenty thousand acres of land in a body on the River La Tranche, or some other vacancy. No lands vacant on the Thames. To specify other situation for location.

Samuel Gardner: Petitioner desirous of settling himself and family in this Province, and being encouraged thereto as a subject of His Majesty's and a native of Ireland, prays for such quantity of land as Your Excellency shall think proper to allow. Ordered to stand over for want of specification.

John Dun: Petition praying for 1200 acres of land. Ordered that the same be granted.

John Young, in behalf of a number of inhabitants of the Presbyterian persuasion, Town of Newark. Petitioners are desirous of erecting a church and school house &c., and pray that a square of four lots may be granted them for that purpose. Ordered that the same be granted.

John Smith Cooper: Petitioner has improved lots Nos. 24 and 25 in the second concession, Township of Flamborough. He has a wife and five children and prays for a grant of the same. Ordered to be referred for a lot to the Surveyor General.

David McCrea: Memorialist served last war from the year 1779 to the peace in this country without fee or reward, and now intends to settle in this Province with a large family. Prays Your Excellency will grant him such a proportion of land as may appear reasonable. Ordered to be referred for consideration.

Abel Stevens: Petitioner has settled on lands on the Gannonaque River, County of Leeds, and has made considerable progress in cultivating the same. Prays for a grant of the rapids between the second and third lakes, and likewise for the falls between the third and fourth lakes on said river to erect mills upon to accommodate the new settlement, with a proportionable tract of land at the two scites. Ordered to be referred to Surveyor General.

Abel Stevens, in behalf of himself and associates: Prays for a gore of land between the ninth township and their improvements. Ordered also to be referred to Surveyor General.

Wm. Patterson, and others: Petitioners having settled on Gannonaque River, County of Leeds, in further exploring that country discovered a bed of iron ore, and being desirous of erecting a bloomery, pray for a grant of one thousand acres of land at the falls on a creek which empties itself into the largest lake below the new settlement, and leave to open the said vein of ore for the purpose of manufacturing iron. Ordered to be reserved for consideration, and that a copy of the petition be sent to His Excellency.

John Ellis, late soldier in His Majesty's 84th Regt: Petitioner prays for land for himself, his wife and three children. Ordered if he has not already received any that he shall have the usual allowance.

Thos. Serjant: Petitioner has a wife and four children and prays for such a proportion of land as Your Excellency shall think proper. Ordered that he shall have two hundred acres.

Abraham Devaynes, Isaac Devaynes and Levi Devaynes: Petitioners having observed a firm and loyal attachment to His Majesty's Crown and interest during the late war with America, pray for such a proportion of land as Your Excellency may think proper, and humbly beg leave to remind Your Excellency of a promise of a tract of land running from the stake No. 5 up to Toronto Creek. Ordered that the petition be granted.

Eliphalet Hale: Petitioner has a wife and six children and prays for a grant of land to accommodate them. Ordered that he shall have a grant of two hundred acres.

Jonathan A. Pell: Petitioner was a Captain in the militia and will remove with his family into this Province. Prays for a grant of three thousand acres of land in either of the towns joining Chippawa, Fort Erie or Sugar Loaf, and also family lands for his wife, one daughter and five sons. Ordered to stand over till he come in.

Hugh Earl, Lieutenant on board the Onondoga: Petition praying for land. Inadmissible.

Ebenezar Guernseys: Petitioner desirous of settling in this Province, prays for 1200 acres of land. Inadmissible.

Thos. Hind: Petitioner is come into this Province to settle with his family and prays for such a quantity of land as have in like cases been granted to others. Ordered that he shall have 200 acres.

Frederick Mickell: Petitioner is desirous of becoming a settler. Prays for such a quantity of land as Your Excellency may think proper, and also for several families that may come in with him this fall. Ordered two hundred acres for each family.

George Forsyth: Petition praying for land. Ordered to stand over for consideration.

Elizabeth Van Every: Petitioner's former husband was Frederick Doxsteeder, a Lieut. in Col. Butler's Rangers last war. Petitioner has never taken up any lands for herself or husband. Prays Your Excellency for such portion of lands as your goodness may think proper. Ordered to be brought on next Council.

JOHN SMALL.

5th November, 1794.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and Aeneas Shaw.

His Excellency and the Council took into consideration that the different Land Boards shall cease and determine from the sixth of November.

6th November, 1794.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and Aeneas Shaw.

His Excellency and the Council met pursuant to their adjournment and proceeded on the further consideration of the business before them yesterday, and entered into the following resolves:—

Whereas, the existing state of the Province renders the continuation of the Boards established expressly for the purposes of facilitating the settling of such lands as His Majesty, in his royal beneficence, has been pleased to grant to the loyalist and reduced troops inexpedient and unnecessary, it is hereby resolved that the authority heretofore granted to such Boards shall from and after the sixth day of November, one thousand seven hundred and ninety-four, cease and determine,

And Whereas it is expedient, agreeably to the proclamation of His Excellency the Lieutenant Governor bearing date February 7th, 1792, that adequate provision should be made for the compliance therewith in the most effectual manner, it is hereby resolved that all petitions whatsoever for grants of the waste lands of the Crown be made to the Governor, Lieutenant Governor or person administering the Government in Council through the Clerk of the Council, except for the immediate location and encouragement of all such as it may be proper to admit as settlers within His Majesty's Province, and more especially for the due care and observance that none such be admitted but those whose loyalty, industry and morals shall appear to entitle them to the benefits of His Majesty's bounty and render them useful inhabitants of this Province, it is hereby resolved that all persons professing the christian religion and being capable of manual labour who can adduce satisfactory vouchers of their having paid obedience to the laws and led a life of inoffensive manners in the country where they last resided, shall in future be considered as qualified to be admitted to the possession of lands within this Province after having taken and subscribed the Oaths of Allegiance and Settlement prescribed by Act of Parliament.

Therefore any magistrate living and residing in the county wherein any person of such a description may wish to become a resident, is duly authorized to give him a recommendation to the deputy surveyor of the country or district for a location of lands in the following words: The bearer A.B., of years of age, born in professing the christian religion and by trade a having been this day examined by me and taken the oaths prescribed by law, is recommended for a location of two hundred acres of land within this county provided it does not appear from the surveyor's books that he has had any prior grant of lands in any district of this Province. Given under my hand, &c. To the Deputy Surveyor of the District of . And it is hereby resolved that the Deputy Surveyor on the receipt of this certificate shall proceed to make an assignment agreeably to the usual form and manner.

And as it is expedient that the fees upon such grants be made public, resolved that they be stated in this proclamation as under:

The fee to the Magistrate who administers the oath and grants the certificate.....	£1.10
To the Deputy Surveyor for the search.....	0.1.6
Fee for the assignment.....	0.1.0
Clerk of the Council.....	0.6.0
Title deed when the grant is delivered.....	4.0.0
<hr/>	
Total Halifax Currency.....	£4.9.6

His Excellency and the Executive Council were pleased to order that the above resolves should be printed and sent to the different Land Boards with the following letter:

Gentlemen: I herewith enclose to you a resolution of His Excellency, the Lieutenant Governor in Council, by which you will see that your duties as a Board cease and determine from the sixth of November.

I am directed by Lieutenant Governor Simcoe to observe to you that the recommendatory power which is now vested in your hands as individuals will, it is presumed, be extensively beneficial to His Majesty's subjects and conduce to the promotion of that regular mode of population among the lower classes of persons, which by introducing virtuous and industrious members of community to the King's bounty, and excluding those of a contrary description may, it is reasonable to presume, lay that foundation for the happiness and safety of the community which might be endangered by a more general and promiscuous admission, it being certain the industry and regular habits of obedience to just Government conduce more than a numerous and an irregular population to the wealth, the strength and prosperity of any community. There can be no doubt, Gentlemen, but the many solemn and beneficial duties which the law calls upon you to perform as magistrates, and the knowledge which you possess of the people in your vicinity enables you to execute, will receive additional vigour from the very important delegation which is now entrusted to your wisdom and discretion.

I have the honour to be, Gentlemen,
Your most obedient, very humble servant,
J. Small.

Council Office, Navy Hall,
8th November, 1794.¹

¹The Minutes sent home to this date.

18th June, 1795.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and Aeneas Shaw.

The plan of the Town of York being taken into consideration, resolved that the front lots of the town be extended to eighty-eight feet in the front instead of sixty-six as originally proposed, and that all the lots of the back street be extended to sixty-six feet.

H. Hovel Farmer, Esq.: Petition presented by the Hon. Peter Russell, praying for a front lot in York and a farm lot of 200 acres in the neighbourhood. Ordered that the same be granted.

The following petitions for town lots in the Town of Newark were laid before the Council, and granted provided there are no prior claimants, and referred to the Acting Surveyor General for location:

Mary Mansfield.....	for lot No.	49
William Sloan.....	do	188
Samuel Casady.....	do	41
Samuel Sheppard.....	do	154
William Orr.....	do	200
Paul Averell.....	do	163
Eliphalet Hale.....	do	140
Martin McClellon.....	do	51
Widow Sparbanks.....	do	276
George Adams.....	do	47
Andrew Thompson.....	do	139
Richard Simpson.....	do	137
John Gordon.....	do	16
Thomas Adams.....	do	48
George Law, Junior.....	do	231
N. Klengenbrumer.....	do	240
Alexander Allen.....	do	275
Eliza Johnson.....	do	230
George Campbell.....	do	50
Robert Thompson.....	do	46
Robert Kemp.....	do	18
John McNabb.....	do	155
John McKay.....	do	209
Richard Hatt.....	do	220
John Wray.....	do	219
Peter De Jordain.....	do	210
Joseph Tyler.....	do	164
Rufus Walbridge.....	do	117

JOHN SMALL.

19th June, 1795.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and Aeneas Shaw.

His Excellency the Lieutenant Governor having laid before the Council a letter of the magistrates of the Eastern District relative to their having con-

tracted for, and began, a court house and jail on the lands adjacent to Johnstown reserved for the Crown considering the same as the most eligible spot for that purpose, it is resolved that a grant be made to the town agreeable to the request of the magistrates and that Mr. Chewett be directed to make out the allotment necessary for that purpose.

Read the following petitions of:

R. McDonell: Praying for a vacant lot in the first township called Chatham. Ordered that the same be granted.

Abner Lander: For a mill seat which had been referred to the Acting Surveyor General. On the Surveyor General's report ordered that a letter be written to petitioner that he may have the mill seat on lease.

John Powell: For lands as a reduced Captain in the Indian Department. Ordered that three thousand acres of land be granted to the petitioner and the Acting Surveyor General to report on that part of the petition which claims lands for his family.

William Lees: For a lot at Malden. Read the Acting Surveyor General's report thereon. Ordered to apply further, or to Col. McKee as patentee.

James Robins: On the report of the Acting Surveyor General, ordered that a water lot be granted to petitioner and referred to the Acting Surveyor General for location.

Upon the application of the Acting Surveyor General to procure the authority of His Excellency, the Lieutenant Governor, to continue the five extraordinary surveyors when necessary, ordered accordingly, and that Mr. Iredale be put upon the establishment and employed instead of Mr. McNiff, and sent to Detroit to execute the surveys necessary in the Western District.

On an application of the Acting Surveyor General for his deputies to complete certain Orders of Council of the late Province of Quebec, in favour of certain reduced officers, ordered that the Acting Surveyor General be authorized to assign the land according to the tenor of the report.

Read His Excellency's instructions to Mr. Aitkins of the 24th January, 1795, relative to grants of lots in the Town of Kingston. Ordered to be confirmed.

Ordered on application of the Acting Surveyor General that any certificate of the late Land Board of Lincoln may be valid to the obtaining of an assignment in the Township of Beverly adjoining the said county.

Read the petition of Col. McKee applying for a survey to be made of Malden. Ordered accordingly.

Read the petition of Abel Stevens to obtain an order for a mill seat claimed by Mr. Justus Sherwood. Ordered that the Acting Surveyor General be directed to write to Mr. Sherwood to show cause why Abel Stevens should not be confirmed in the lands he prayed for.

On the report of the Acting Surveyor General of Abel Stevens and Justus Sherwood, each of them claiming lands including a mill seat, ordered that the Acting Surveyor General shall endeavour to accommodate each with a separate fall on the Gananoqui water.

On the disputed claims of Doan, Wilson, Vrooman and Seacord, ordered that the Surveyor General do write to them to know by what authority they have taken possession of the lands in dispute.

A letter of John Cox was laid before His Excellency the Lieutenant Governor and Council claiming lot No. 20 at York. Ordered that he be informed Mr. Playter has an Order of Council for the said lot.

His Excellency the Lieutenant Governor and Council were pleased to approve of the surveyors of the Eastern District having appropriated a space formerly reserved for commons for completing one-seventh of the lands for the clergy.

JOHN SMALL.

20th June, 1795.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and Aeneas Shaw.

Petition of Mr. Jonathan Learned, in behalf of himself, Jeremiah Learned, Elijah Dix, William Dix and their associates, praying for a township being read, ordered that a tract of land in the rear of the Mohawk Settlement in the County of Hastings, parallel with the Townships of Huntingdon and Rawdon be reserved by the Acting Surveyor General for their associates, and that Jonathan Learned, Jeremiah Learned, Elijah Dix and William Dix shall have therein a grant of twelve hundred acres each.

Mathew Gilmore: Petition setting forth that he is arrived with some families from Pennsylvania, and praying for lands according to the tenor of their petitions, and for a further allotment of lands over and above the two hundred granted him last year. Ordered that George Nicholson, John Nicholson, Patrick Long, Patrick McKee, shall have two hundred acres each for the present and that John McKee shall have two hundred acres for the present between the Grand River and Patterson's Creek, and referred to the Acting Surveyor General for location.

Messrs. Baker and Jones: Praying to have their respective townships surveyed. Ordered and directions given to the Acting Surveyor General accordingly.

Jacob Lamb: Praying for a lot of land in the Township of Ancaster. Ordered that the same be granted.

John Small, Clerk of the Executive Council: Praying for a front town lot and a farm lot at York. Ordered accordingly.

The Surveyor General laid before the Council his suggestions respecting patentees of townships. Ordered to lie over for consideration.

The Acting Surveyor General laid before His Excellency the Lieutenant Governor and Council two plans for the Town of Chatham, and the lots in its vicinity, with sundry petitions for lots in that township, which were read accordingly, the plans approved and the petitioners' names inserted on the lots which were granted to them respectively and assignments directed to be prepared for them by the surveyor General.

First township, north side first concession: Prideaux Selby, Mathew Elliot, Thomas McKee, Coleman Roe.

Second township, north side first concession: William Baker, Thomas Reynolds.

First township, south side first concession: Peter Curry, Col. McKee, Thomas Duggan and D. W. Smith.

Second township, south side first concession: Thomas Clarke, William Thorne and John Goudie.

First township, north side second concession: William Mickle, Dr. Harffy and Simon Girty.

Lieutenant-Colonel England: Petition respectfully shows that the petitioner has been President of the Land Board for the Counties of Essex and Kent.

for two years and a half, during which time he applied himself diligently to the execution of the trust committed to his charge as the great increase of the new settlements within that period now shows; that the petitioner wishes to obtain some lands in this Province; the petitioner therefore prays Your Excellency, that in the event of his being considered to merit them that His Excellency will be pleased to order a location for him of two thousand acres in front either in the fifth, sixth or seventh township on the River Thames, and in case it should be found inconvenient to grant your petitioner the whole of the lands he requests on the River Thames, he prays to be granted some part of them there and the rest wherever His Excellency may consider proper.

His Excellency the Lieutenant Governor and Council being apprized of the advantages derived to the district in various instances from the public spirit and exertions of the petitioner, think themselves fully justified in supporting his claim upon the most equitable principles, and therefore resolve that the prayer of the petition be granted.

John Ashton: Upon the report of the Acting Surveyor General ordered that the concession lines of two townships on the Rideau marked under the name of Alexander Wright and associates, be surveyed to accommodate such settlers as may be brought in by John Ashton and Samuel Stafford, &c.

The petitioner Ashton will be confirmed in the possession of 1200 acres of land and each settler whom he brings in will have 200 acres in a township on the River Rideau marked by the Surveyor General for Alexander Wright and associates.

Samuel Stafford will likewise be confirmed in his 1200 acres and each settler in 200 acres in the other township marked under the name of Alexander Wright. These persons upon coming into the Province must take the oaths prescribed and upon their application to the Surveyor General will receive an assignment of their respective lands.

JOHN SMALL.

22nd June, 1795.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and Aeneas Shaw.

Messrs. Meldrum and Park: Petition for a mill seat near Chatham. Inadmissible, the land having been previously granted to Mr. Clarke who had built a mill on the premises. Directions were at the same time given to the Acting Surveyor General to make out an assignment of it to Mr. Clark that a deed may be prepared and lodged in the Secretary's office for him to take up.

Henry Woods: Petition stating that upon application to the Land Board of Lincoln he was directed to look for land, which he did, and fixed himself on lots Nos. 12 and 13 in the second concession, Township of Willoughby, where he lives and has made considerable improvements, therefore prays to be confirmed in the possession of the said lots, also the lots Nos. 14 and 15 in the second concession and Nos. 12 and 13 in second concession of the said township for his family, should they be vacant, 200 acres. Ordered to be referred to the Acting Surveyor General.

John Secord, Sergt: Petition stating that having served His Majesty during the late war in America, as will appear by his discharge from Lieut.-Col. Turnbull, he prays that No. 35 in the second concession of the Township of Beverly and the remaining four hundred acres in the gore between the Townships of Flamborough and Beverly, be granted him with such other quantity for

petitioner's family as His Excellency shall think fit. Ordered that the same be referred to the Acting Surveyor General.

James McLaughlin: Petition stating that he is a native of Ireland and came into the Province about six years ago well recommended, in consequence of which Col. Gordon and Mr. Hamilton gave him permission and authority to look out for any unoccupied lands and to possess the same, which he accordingly did in the rear concession of the fourth township; that he has frequently sent to the Surveyor's office to procure assignment but was told that a Mr. Steadman or a Mr. Frey had their names entered for those lots. Petitioner therefore prays to be reinstated in the premises. Ordered that the Acting Surveyor General be directed to assign to the petitioner the two hundred acres now in his occupation as Frey, whose name is inserted upon those lots, never improved the same and is now a subject of the United States.

John Hambro: Petition stating that he served as Carpenter's Mate on board several of His Majesty's ships from the 20th of December, 1770, to the 5th of April, 1781, as appears by his certificates, all which certificates were shown to the Acting Surveyor General at Newark in June, 1795; that petitioner having been disappointed in procuring the lands he prayed for at Detroit hopes His Excellency may consider him a proper object to be settled in the vicinity of Long Point when surveyed, and consequently prays that such land may be granted to him there as to His Excellency shall seem fit. Ordered that the prayer of the petition be granted when the lands are surveyed for this purpose, and referred to the Acting Surveyor General.

Read the petition of David Mills, by trade a saddler; John Beaman, by trade a nailer, and Lebbeus Porter, by trade a blacksmith, now subjects of the States, who appeared personally before the Board. They are all young men and desirous of settling under the British Government. They consequently pray that a lot in the Town of Newark and two hundred acres of unlocated lands may be granted to each of them. Ordered that the prayer of their petition be granted.

John McFarland, His Majesty's boat builder, came before His Excellency the Lieutenant Governor in Council, and prayed leave to surrender the letters patent originally granted to John McDonell, Esq., and through several assignments purchased by him, and that the same might be granted to himself and his heirs. It appearing that the petitioner has long been and still is in the services of the Crown, and that there is no objection to the prayer of his petition, the said letters patent were received and cancelled accordingly. Ordered that the Attorney General be directed to prepare a grant to the said John McFarland and his heirs upon the same terms, reservations and conditions with the former grant agreeably to the prayer of the surrenderer.

JOHN SMALL.

26th June, 1795.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and AENEAS Shaw.

Patrick Haggarty, Donell McCall and John McCall: Petition stating that the petitioner, Patrick Haggarty, being a reduced Captain from the late first battalion of Skinner's Brigade; Donell McCall having served in the late Montgomery's Highlanders, and John McCall, son to the said Donell, they pray in behalf of themselves and a number of loyalists resident in the State of New Jersey that a tract of land be set apart for them and their associates sufficient

for the establishment of at least one hundred settlers and that the petitioners and their constituents wish to have it assigned to them on Lake Erie. Ordered that Captain Haggarty, having already received 200 acres of land in Nova Scotia, shall be granted the remainder of his lands as a reduced officer in this Province; that Donell McCall and his three grown up sons, John McCall, Duncan McCall and Daniel McCall, shall receive six hundred acres of land each and that whatever settlers they bring into the Province shall receive two hundred acres upon their recommendation, but no answer can be given to their desire of having their lands assigned to them on Lake Erie until those lands are surveyed. The Surveyor General will consequently inform them when and where they can be accommodated.

John Munro: Petition stating the petitioner having been a Lieutenant in His Majesty's regiment of New Jersey volunteers, and now on half pay, prays for such land as he may be entitled to. Ordered that the usual allowance be granted to him and referred to the Acting Surveyor General for location.

Robert Nellis, late a Lieutenant in the Six Nation Indian Department: Petition stating the petitioner having already received 500 acres of land as part of the quantity His Majesty has been graciously pleased to allow persons of his description, prays that the remainder may be granted to him in any of the unlocated lands of the Province. Ordered that the remainder of the land due to him as a Lieutenant be assigned as near his present residence as the Surveyor General can find convenient.

Edward Hayward, coach maker: Petition stating petitioner being lately come from England and being desirous of settling in the Province, prays for a grant of land and a town lot in the Town of Newark. Ordered that 200 acres of land and a town lot be granted as desired.

Read the memorial of William Nellis, Warner Nellis and Abraham Nellis, setting forth that the father of the memorialists was a Captain on half pay and had previous to his death taken up only 800 acres of land. Memorialists as heirs by will therefore pray His Excellency will please to allow them the remainder of the lands which their father as a Captain was entitled to. Ordered that the prayer of the memorial be granted.

Ezra Dean, in behalf of himself and associates: Praying that the twenty thousand acres granted to them two years since may be kept open for two years longer. Ordered that the twenty thousand acres of land granted Mr. Dean and his associates shall be kept open for two years longer from May last, reserving however to His Excellency in Council the power of granting any vacant part of them to others as shall be judged expedient.

Ezra Dean and company: The petitioners pray to erect buildings on the reserved lands on the Chippawa having found a sufficient quantity of iron ore to carry on iron works there. The prayer of this petition cannot be granted, all mines being reserved, besides a prior petition is lying in the Council Office praying to carry on the same works there.

John Hill: Petition setting forth that after His Majesty's troops evacuated Philadelphia, the petitioner went to New York for protection, having first experienced the effects of persecution in 1780, and entered into Captain Templeton's company of city volunteers. He therefore prays for a grant of 1000 acres of land in the tenth township and a town lot No. 277. Ordered that 600 acres of land and the town lot be granted to him.

The following petitions were read for lots in the Town of Newark, and granted:

Anne Thompson for lot No. 20, John Van Voist for lot No. 108, Alexander

McDonell for lot No. 241, John Young for lot No. 156, William Carver for lot No. 228, Archibald Thompson for lot No. 152, Christopher Danby for lot No. 187, David Kemp for lot No. 19, Dr. Kerr, for lot No. 21, D. Servos for lot No. 138, George Mayne for lot No. 214.

27th June, 1795.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and Æneas Shaw.

William Mayne Duncanson, of London: Petition stating that petitioner having it in his power to bring into the Province of Upper Canada from Europe and elsewhere a number of settlers to the number of four or five hundred families who from their loyalty and attachment to the British Government are desirous of becoming inhabitants of that Province, prays His Excellency will be pleased to grant for their use and accommodation twelve townships on Lake Erie as near Long Point as can be granted, and your memorialist is ready to comply with the necessary and customary form of settlement, as in duty bound shall ever pray. Inadmissible.

Dr. Robert Kerr: Praying for 1000 acres of land in Burlington Bay not having taken up his lands as a reduced officer. Granted.

Joshua Pell: Praying to erect iron works. Inadmissible for the present.

Joshua Pell: Praying for an additional quantity of land to be granted him. Ordered that he shall have a further grant of 500 acres to make up with the 700 acres he has already received, 1200 acres.

Joseph Pell, son of Joshua Pell: Praying for 1000 acres. Ordered that 400 acres be granted him.

Robert Stafford: Ordered to stand over for consideration till he brings further recommendation.

Richard Cockerell: Praying for such lands as His Excellency shall think proper. Ordered that he shall receive 200 acres.

Thomas Page: Praying for such lands as His Excellency shall think proper. Ordered that he receive a grant of 200 acres.

Solomon Austin: Praying for 600 acres of land. Granted.

John Hutchins: Stating that during the whole war he had faithfully served His Majesty in different capacities. Ordered that he shall receive a grant of 600 acres of land and a town lot No. 229 in Newark.

John Davis: Praying for a further grant of 800 acres. Rejected.

Adam Hutt: Praying for a gore of land near his present lot, said to contain about 12 acres, that he has never received but 160 acres of land and praying any further addition Your Excellency shall think proper. Referred to the Surveyor General as to the gore, and ordered that he receive a further grant of 200 acres in consideration of his having been settled about seven years.

Peter Weaver: Praying for two lots whereon he had a house with ten acres of land cleared, but on which he had settled without permission, the improvements of which were destroyed three years ago by a hurricane. Ordered to lie over for consideration.

George Thompson: Praying for 2000 acres of land as a reduced Lieutenant in Colonel Byer's Corps. The prayer of the petition inadmissible, having left his regiment before reduction, but in consideration of his having been an officer he shall receive four hundred acres.

Ezra Carver: Praying for an allotment of land as near as possible to Lieutenant Thompson's. Ordered that he receive a grant of 400 acres of land

Levi Lewis: Praying for a further grant of land as a loyalist, having come into this Province seven years since and by reason of sickness has lost great part of his property. Ordered that he receive a grant of 200 acres of land in addition to what he at present possesses, in consideration of his services and his strong recommendation by Mr. Petit.

Jacob Van Alstine: Stating that having lost 350 acres of land which were granted to his father but the latter dying before they could be located, he humbly prays that quantity may be granted to himself in consideration of his having many of his father's debts to pay, and further prays that the Surveyor General may be authorized to erase his father's name from a lot on which it had been inserted by mistake that one Boyce, the ostensible claimant, may receive a certificate for the same. Granted.

The Acting Surveyor General laid before His Excellency and Council a plan for setting apart one-seventh of land for the Protestant clergy, including that laid out before the division of the Province of the different townships, which was approved of.

The Acting Surveyor General laid before the Council a plan of York with the improvements laid down thereon. Ordered that their assignments be prepared by the Acting Surveyor General and that their names be entered. Mr. St. John, Messrs. Cozens, Mr. Demont, Mr. Demont, Connolley and Jones, Cooper, Mr. Boverly, Mr. Smith, Mr. A. Miles, Silas Everet and S. Colby, Lieut. Graham, John Hananam,—Lawrence, Rosse Umpstead, fenced only, Samuel Heron, Thomas Hill, fenced only.

3rd July, 1795.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and Æneas Shaw.

Read the petition of George Neill, a loyalist, stating that he had embodied a number of loyal militia in South Carolina last war, that he had served at the Siege of Ninety-six, and had on every occasion showed himself a firm and determined loyalist, and therefore praying for such portion of land as His Majesty has been graciously pleased to direct to officers in his situation. No voucher having been adduced of his having been an officer, ordered that the petitioner be granted 200 acres of land in addition to his former grant, and referred to the Surveyor General.

Allen McLean, a reduced Lieutenant of the 20th Regiment: Praying for such portion of land as officers of his rank are entitled to. Ordered that the prayer of this petition be granted and referred to the Acting Surveyor General for location.

Nicholas Oille: Stating he was ordered by the Land Board a grant of 400 acres, which he has improved, but having received a ticket for only 300 acres, he prays to be confirmed in his improvement of four hundred acres. Ordered that the petitioner be confirmed in his improvement.

William Coffin: Petitioner stating that he had on account of his loyalty quitted Boston when His Majesty's troops evacuated that town in 1776, that he acted afterwards in the Commissariat Department in every province between Nova Scotia and Florida until the capture of Lord Cornwallis's army, praying for such portion of land as may be deemed adequate to his services. Ordered that the petitioner be granted 1200 acres of land and referred to the Surveyor General for location.

Henry Murney, master of the merchant vessel the Governor Simcoe: Praying for 1200 acres of land and for a town lot in Kingston. Ordered that the petitioner be granted 200 acres of land and referred to the Surveyor General for location.

James Thomas: Petitioner stating that he has been a soldier in the late Sir John Johnson's and 44th Regiments for nearly thirty years and had settled very early in this township by order of Colonel de Peyster and Major Campbell on 130 acres of land, but without any certificate, and praying that he may be confirmed thereon. Referred to the Surveyor General to be reported thereon.

James Mills, a loyalist who had served during the French and American wars: Praying for such lands as his services may entitle him to. Ordered that 300 acres be assigned to him.

William McClellan, a soldier in the late Colonel Butler's Regiment: Petitioner stating that after the reduction he settled where he now lives with a wife and six children, and thereupon received a ticket for 600 acres from the Land Board, that having located only 200 acres, he prays the Council to grant him the remaining 400 acres.

The petitioner further states that he some time ago purchased the right of a Ranger to 100 acres of unlocated lands and prays to be confirmed therein. Ordered that the 400 acres the petitioner asks for be assigned him, but as the transfer of unlocated rights cannot be confirmed, this part of the petitioner's prayer cannot be granted. In consideration however of his good character and his having unwittingly parted with his money for no value, it is ordered that 100 acres of land be granted to the petitioner in addition to his former grant, and referred to the Surveyor General for location.

William Kitchen: Petitioner stating that having been settled upwards of seven years on a gore of land where he has built mills and made other improvements, but not having been able to obtain a grant of the same in consequence of its not being surveyed till last fall, he prays for the blocks C and D in the said gore now part of Grimsby Township, containing 400 acres. Ordered that the prayer of this petition be granted and referred to the Surveyor General for assignments.

Elias Smith: Petitioner stating that he has been in the Province since the year 1788 and that he married the daughter of John Secord, a loyalist, and praying for such lands as are usually granted to loyalists and their children and further stating that he possesses a ticket from the Land Board entitling him to five lots and a half. Ordered that the ticket for 550 acres be confirmed and that fifty acres be granted to the petitioner in addition, and referred to the Surveyor General for assignment.

Abel Stafford: Setting forth that he has a wife and eight children, two of whom are grown up men, and praying for such a portion of land as may enable him to settle with his family in this Province. Ordered that 400 acres of land be assigned to the petitioner, and the grown up part of his family will have lands assigned them on their application.

Bartholomew London, an inhabitant: Stating that he was a firm loyalist during the late war, has frequently been imprisoned for his firm attachment to His Majesty's interest and praying for more lands in consideration of his services and sufferings. Ordered that 200 acres of land be granted to the petitioner in addition to the 200 acres he has already received.

John Steinhoff: Stating he has received a ticket from the Land Board for five lots and a half, and praying for an additional grant of land having a wife

and fourteen children. Ordered that the ticket be confirmed, and that 200 acres be granted to the petitioner in addition.

William Steel, a loyalist: Praying for such further quantity of land as may be deemed proper. Rejected.

Arent Bradt: Stating that he was a Captain in the militia under Sir John Johnson, and praying for such quantity of land as allowed to reduced Captains having never taken up but 100 acres. Ordered that 1200 acres of land be granted to the petitioner in addition to the 100 acres he has already received, and referred to the Surveyor General for location.

John Ogilvie, a merchant in the north west trade: Praying for 1200 acres of land near York and a town lot in the Town of York. Ordered that a town lot in York be granted to the petitioner on the stipulated conditions.

John Turney, a Lieutenant in Colonel Butler's late Corps of Rangers: Stating he had received 800 acres of land and praying for the remaining 1200 acres, and for lands for his wife and daughters. Ordered that the 1200 acres be granted to the petitioner in addition to the 800 acres received, and referred to the Surveyor General.

John Austin: Praying for lands as the son of a loyalist who was killed in His Majesty's service at Wilmington. Ordered that 200 acres be granted to him.

Alexander Collins: Stating he had served for seven years in the New York Volunteers and two years with the Queen's Rangers on Staten Island and in Virginia, and praying for two lots which he has improved and lands as a discharged soldier. Ordered that 200 acres including his improvement be granted to the petitioner, and referred to the Surveyor General for assignment.

John Wees, a loyalist: Stating that the Land Board at Kingston had assigned him 600 acres of land, and praying to have a grant of the same in Murray's Town, in the District of Hesse, lots Nos. 23 and 24 in the front lot and lot No. 24 in the second concession. Referred to the Surveyor General.

Jeremiah Beaty: Stating that His Excellency and the Council at York in 1793 had granted him 400 acres of land with permission either to settle on the La Tranche Road or on the Bay of Kente, and praying for a grant of land in the latter. Referred to the Acting Surveyor General.

Abraham Cuyler, Esquire: Praying for a tract of land near Petite Nation as Colonel of a volunteer corps of loyalists during the late war. The prayer of the petition inadmissible, the petitioner not residing in the Province.

Captain William Johnson, half pay Captain in the Indian Department: Stating he had petitioned the Council of Lower Canada for the following lots of land in the Township of Ernest Town, Nos. 37, 38, 39, 40 and 41, second concession; 37, 38, 39, 40 and 41, third concession; 38, and 50 acres No. 39, fourth concession, in all 2250 acres to compleat the quantity he is entitled to of 3000 acres having only drawn 750 acres. Ordered that the petitioner's claim be admitted as to the quantity of land, but referred to the Surveyor General as to the location of the lots prayed for.

Walter Moody, a loyalist: Stating he had faithfully served His Majesty in the American War as a Pilot, and praying for 500 acres of land. Ordered that 300 acres of land be granted to the petitioner in addition to the 200 acres he has already received.

Robert Wilkins, a loyalist: Stating that he had served in the 17th Light Dragoons and was badly wounded, that he afterwards had a command of a company of loyalists and praying for such portion of land as officers of his situation are entitled to. Inadmissible, the petitioner having already received five hundred acres.

John Ryley, a loyalist: Praying for such portion of land in the vicinity of York as to the Council may seem proper. Ordered that he do receive 200 acres in the vicinity of York.

James Pitney: Praying for 200 acres of land near York. Ordered that the prayer of the petition be granted.

William Van Every: Stating that he has considerably improved the land he now lives on in the Township of Stafford and part of which adjoins the gore between the Townships of Stafford and Newark, praying for about 24 acres of land therein. Ordered that the prayer of the petition be granted, and referred to the Surveyor General.

Peter Russell, Esq.: Stating that he had at a considerable expense built a dwelling house and made other improvements on a part of the military reserves in the Township of Newark, and there being thereon but a very small quantity of wood for the purposes of fencing and firing, prays His Excellency to grant him a certain parcel of land adjoining without the military line of reservation at 800 yards distance from the situation reserved for a fort and bounded by lands in the occupation of Arent Bradt, William McClellan, John McFarland, and D. W. Smith, Esq., containing about 100 acres. Ordered that the prayer of the petition be granted.

John Ryler, a discharged soldier of Colonel Butler's Regiment: Praying for such quantity of land as he might be entitled to. Ordered that he do receive a grant of 300 acres.

Peter Lawraway, a discharged soldier: Praying for such quantity of land as he may be entitled to. Ordered that he do receive a grant of 300 acres.

Peter Platt, a discharged soldier: Praying for such quantity of land as he may be entitled to. Ordered that he do receive a grant of 300 acres.

Anthony Dougherty: Stating that he arrived in this Province last year with his family, consisting of a wife and four children, from North Carolina, prays for a grant of land near to Patterson's Creek on Lake Erie. Ordered to lie over.

Solomon Hill: Stating that petitioner faithfully served His Majesty in the Loyal American Regiment commanded by Lieut.-Colonel Beverly Robinson last war, that he has a wife and six children, and being a non-commissioned officer prays for five hundred acres of land as his right and five hundred acres for his family. Ordered that the allowance to non-commissioned officers be granted the petitioner.

Alexander Gardner: Praying for 1200 acres of land having served with the army in America last war, and having lost 400 dollars by his house, near Fort Niagara, being pulled down. Ordered that 200 acres be granted him.

Thomas Mathews: Praying for lots A and B, if vacant, fronting on the River Thames, adjoining the tract lately granted to Ebenezer Allen, containing about 200 acres. Ordered that it be granted the petitioner, and referred to the Acting Surveyor General for location.

Edmond Horton, late of Lieut.-Colonel Butler's Rangers: Stating that petitioner is settled on lot No. 139 in the Township of Newark, for which he has a certificate, that the said lot adjoins the gore of land between Stamford and Newark on which he has cleared about six acres, praying that the part of said gore opposite his lot may be granted him and the remaining 200 acres due to him as a Ranger, pray for the same between the Grand River and Long Point when the same be surveyed. Ordered that the prayer of this petition be granted and referred to the Acting Surveyor General.

Anne Morden: Praying for an additional quantity of land. Resolved that this petition is inadmissible as she received an Order of Council on the 8th of July, 1794, for 400 acres of land to herself and 200 acres for each of her children.

Daniel Gould: Stating that the petitioner being desirous once more of enjoying that liberty and freedom which was ever the basis of the British constitution prays for a grant of 1200 acres of land for himself and family, which consists of fifteen persons, four of his sons men. Ordered that he shall have a grant of four hundred acres, and two hundred acres for each of his four sons, Daniel Green Gould, David Gould, William Gould, and Daniel Scutell, his son-in-law.

Edward McMichael, Captain of Associated Loyalists in His Majesty's service last war: Praying for 3000 acres of land as a Captain serving in America and setting forth that he had a wife and ten children, for whom he prays such portion of land as may seem meet. Ordered that the petitioner, Edward McMichael, be granted three thousand acres of land and referred to the Acting Surveyor General for location.

Alexander McNabb: Read the petition setting forth that his father was surgeon to Major McAlpin's Corps of loyalists until his death, and praying for the lands of his father and 1200 acres of land for himself. Ordered that the petitioner be granted twelve hundred acres.

John Lee Gibson, J. Hall and Robert Randall, citizens of the United States, and their numerous associates: Praying for nine townships. Resolved that the prayer of this petition is inadmissible.

Charles Whitney: Praying for forty thousand acres of land for himself and others. Resolved that this petition is inadmissible.

Read the report of the Acting Surveyor General on the petitions of James Smith, Hazelton Spencer and William Merrick.

Read the petition of Henry Bolton with the Surveyor General's report thereon. Resolved that this petition is inadmissible.

The Lieutenant Governor laid before the Council an extract from the Duke of Portland's letter to him dated 7th November, 1794, viz: The Table of Fees transmitted in No. 30 is not at all conformable to the legal Table of Fees established for the Province of Nova Scotia, a copy of which was transmitted to Lord Dorchester by Mr. Secretary Dundas in a letter to His Lordship (of which the within is an extract) with a copy of the Table it refers to, and which you will consider as your guide in amending the Table you have now inclosed to me. His Excellency informed the Council that the extract to which the Duke of Portland refers was not included in the letter and that in consequence thereof he had immediate recourse to Lord Dorchester, and has received from His Lordship this day what he presumes to be the extract alluded to, together with the Table of Fees established in the Province of Nova Scotia. His Excellency laid these papers before the Council. Ordered that they lie on the table for consideration.

List of fees upon the grants of land to be taken by the several officers in the Province of Nova Scotia as established in 1764, and confirmed in 1774:

Governor's Fees:	£	s.	d.
For the Great Seal to every grant not exceeding 1,000 acres.....	0	10	0
For all grants exceeding 1,000 acres for every 1,000 each grant contains.....	0	5	0
For a license of occupation.....	0	10	0
Secretary's Fees:			
For every grant and passing the Seal of the Province if under 100 acres.....	0	10	0
Between 100 and 500 acres.....	1	0	0
All above.....	1	10	0
In grants of land when the proprietors shall exceed 20 in number, each right..	0	5	0

Ditto when the number of proprietors shall not exceed 20, the same as for grants in proportion to the quantity of land. .	£	s.	d.
For every license of occupation	0	5	0
For every grant of land from 1,000 to 20,000 acres, take for the first 1,000 acres	1	10	0
And for every 1,000 acres more	0	5	0
Fees taken by the Chief Surveyor of Lands:			
For every lot under 100 acres	0	5	0
From 100 to 500	0	10	0
Above 500 acres	0	15	0
Every township, if above 20 rights, each right	0	5	0
Register's Fees:			
For recording a grant of land for or under 500 acres	0	2	6
For recording a grant of land from 500 to 1,000 acres	0	5	0
For every 1,000 acres to the amount of 20,000	0	1	0
For recording a grant of a township	2	0	0
N.B.—This list includes fees to all the persons concerned in granting lands except to the Provincial Land Officers of the Crown.			

(Signed) J. H. August 14th, 1793.

4th July, 1795.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and Æneas Shaw.

Captain J. Breakenridge: Stating that the petitioner was a reduced Captain in the late Corps of King's Rangers and that he is entered on the plan of the Township of Oxford in the Eastern District for one thousand, eight hundred, such lands being a part due to him for his services, prays that the Acting Surveyor General be directed to assign him the same. Ordered that the prayer of the petition be granted.

John Smith, Sen.: Stating that the petitioner on his arrival into this country with his family, consisting of a wife, three sons and five daughters, he and his sons, William, John and Joseph, were included in a petition by James Wilson and associates, and that his sons in consequence thereof settled on lands in the Township of Ancaster, that the petitioner has not yet located any lands, therefore prays that he and the remainder of his family may have a grant near Long Point when the same shall be surveyed. Ordered that the prayer of the petitioner be granted when surveyed, 750 acres.

John Grant, of Lachine: Stating that the petitioner was a settler at the Fort of Oswagatchie and Carleton Island during the late American War and that the petitioner's house was burnt by the rebel Indians in 1779 at the Fort of Oswagatchie, and his store house at the same place pulled down and destroyed, as by the annexed certificate. Your petitioner has been always attached to the British Government and has never received any compensation, prays for a grant of 1200 acres of land in the Township of Hawkesbury as follows, lot 25 in the second concession, 200 acres, and lots Nos. 22, 23, 24, 25 and 26 in the first concession. Ordered that the prayer of the petition be granted, and referred to the Acting Surveyor General.

James Farr: Stating that the petitioner is lately come into the Province with Joseph Keeler, who obtained a grant for one-half of a township in the rear of Haldimand, the other half at that time being reserved. Your petitioner comes forward in behalf of himself and a number of respectable associates to occupy the remaining half of the said township on the same conditions as the half granted to Mr. Keeler. Your petitioner in conjunction with Mr. Keeler has sent forward upwards of twenty settlers with implements of husbandry and therefore prays the same may be granted to him and his associates. Ordered

that the other half of the township granted to Joseph Keeler in the rear of Haldimand be granted to James Farr and his associates.

Mr. Joseph Keeler appeared personally and prayed that the out lines of his tract might be run. Ordered accordingly, and that the Acting Surveyor General be directed to appoint a person for that purpose.

Thomas Dewey appeared personally and prayed for the out lines of his tract to be run. Ordered that the Acting Surveyor General be directed to have them run.

Mr. Demont's letter to Mr. Aitkins, Deputy Surveyor, was read in Council, praying to have assigned to him lot No. 22 in the third concession and lot No. 2, same concession, in the County of York. Ordered that the same be granted.

Read the petition of Frederick Ford, who appeared personally and prayed for 1200 acres of land for himself and a portion of land for each of the persons mentioned in the petition. Ordered that the petitioner, Frederick Ford, shall have a grant of eight hundred acres; James Duglas, six hundred acres; John Duglass, four hundred acres; Orange Troop, four hundred acres; William Duglas, two hundred acres; Asa Duglas, two hundred acres; Samuel Troop, 200 acres, and Daniel Troop, 200 acres.

Upon the report of the Acting Surveyor General who was called on relative to the situation of the Townships of Escourt and Young, ordered that on account of the smallness of Escourt, it be attached to and comprehended within the Township of Young.

8th July, 1795.

At the Council Chamber.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and Æneas Shaw.

Hugh Johns: Stating that he has resided in the County of Leeds ever since the year 1787 and, having received only 100 acres, prays for a further grant to his wife and four children. Ordered that Hugh Johns shall have an additional grant of 200 acres.

Samuel Caswell: Stating that he joined the King's Rangers as a Sergeant in the year 1780, and in the year 1784 became a settler in the Province with other disbanded troops, and received 200 acres of land only. Prays for a further portion such as His Excellency may seem meet. Ordered that he shall have an additional grant of three hundred acres.

Enoch Srigley: Stating that he arrived in this Province on the 8th day of October, 1788, with his wife and six children, with certificates of his loyalty which accompany this petition. Petitioner therefore prays that His Excellency will grant him six hundred acres of land within the Township of Pelham. Ordered that reference be had to the Surveyor General for the petitioner's certificate and family lands.

William Shaw: Stating that your petitioner entered in His Majesty's service in the 52nd Regt. in the year 1774, and transferred from it to the 5th Regt. in America in 1778, soon after which he was made a non-commissioned officer and served for some years as a Sergeant of Grenadiers, in which capacity he was discharged and has settled himself in this Province with the means of cultivating lands, having about £500 York currency; that petitioner married the daughter of a loyalist near Detroit by whom he has children, and when the militia volunteered their services to repel Mr. Wayne's invasion, your memorialist lent his aid in the capacity of Ensign and did duty as such in Detroit. Therefore prays His Excellency to extend to him the King's benevolence in a

grant of land and to order the usual allowance to his wife. Ordered that the petitioner be granted 700 acres.

Sarah Buck: Stating that her husband was appointed Quarter Master in a corps of provincials in the year 1777; that he did duty and received pay during the campaign with General Burgoyne. Prays for such portion of land as His Excellency may think proper. Ordered that she shall have a grant of two hundred acres.

Reference from the Land Board of Grenville and Leeds being taken into consideration:

On the petition of Mathew Howard: Stating that he served in the late American War as a Subaltern officer, as appears by his vouchers and having drawn only 950 acres of land conceives himself entitled by a late order of Government to 1050 acres more to put him on an equal footing of the 84th Regt. and prays it may be granted him. The Board having considered the petitioner's claim, services and sufferings, humbly recommend him to His Excellency the Governor in Council for 1050 acres of land in addition agreeable to the prayer of the petition. Ordered that the additional quantity be granted, upon the recommendation of the Land Board.

On the petition of Archibald McNeil: Stating that his father was divested of property to the amount of three thousand pounds lawful money in consequence of his loyalty and attachment to the British Government during the late American War. The Board being convinced of the petitioner's father's sufferings and his own merits, do grant him 200 acres of land and humbly recommend him to His Excellency the Governor in Council for eight hundred acres more. Ordered upon the recommendation of the Land Board, that the petitioner shall have six hundred acres in addition.

On the petition of Foster Page: Stating his wish to become a subject to His Majesty and a settler in the Province. The Land Board of Grenville and Leeds grant him 200 acres at the same time considering him a person of influence and worth and one who by his interest and connections may be useful in promoting the settlement of the Province, do humbly recommend him to His Excellency in Council for one thousand acres. Ordered that the prayer of the petition be granted.

Read the petitions of Matthew Howard, Foster Page, and Archibald McNeil: Stating your petitioners having certificates for lands, and recommended for additional quantity by the Land Board of Grenville and Leeds, have been and explored a tract of land situated by and near a falls on a creek that empties itself from the west into the lower Lake of Gananochoque, which situation will admit of a good settlement, that a number of inhabitants have been waiting several years with blank certificates. Your memorialists pray His Excellency may be graciously pleased to allow them to locate their lands where above stated, together with the falls on said creek, and to others applying having certificates. Ordered to be referred to the Surveyor General for location.

Captain James Brekenridge appeared personally and requested that the lands might be assigned him. Ordered that the Acting Surveyor General assign the same.

The Board having taken into consideration the Table of Fees on grants of land transmitted to His Excellency the Lieutenant Governor by His Majesty's Secretary of State, came to the following resolution: Resolved that the resolution of Council dated the sixth of November, 1794, establishing certain fees on grants of land shall be rescinded. Resolved that the present Table of Fees shall be established, viz:

	£	s.	d.
On grants of 100 acres of land and under	1	14	2
On those above 100 and not exceeding 500	2	9	2
On those above 500 and not exceeding 1,000	3	6	8
On all grants above 1,000 acres on each 1,000 acres above the first 1,000 in addition	0	11	0
If the number of proprietors in any grant shall exceed 20, a further fee on each right of	0	5	0
Besides the above fees to be paid on taking out the grant a fee is to be paid on issuing every license of occupation of	0	15	0

Resolved that as the license of occupation issued from the Council office and not from that of the Secretary of the Province, the Clerk of the Council is entitled to the fee of five shillings and not the Secretary.

Resolved that the above Table of Fees shall be published and made known as soon as possible.

11th July, 1795.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and Aeneas Shaw.

The Board having taken into consideration a claim of Peter Secord to lots Nos. 93, 94, 95, in the Township of Newark which had been granted to him under an Order of Council dated July 15th, 1794, and finding from the report of the Acting Surveyor General that those lands had been previously granted and assigned to Mr. Justice Powell, have resolved that their Order of Council dated 15th of July, 1794, by which Nos. 93, 94, 95, were granted to Peter Secord be hereby rescinded, and do order that four hundred acres of land shall be granted to Peter Secord in lieu thereof, and the Surveyor General be directed to assign the same.

John Hardey: Stating that he served as a Sergeant in the 84th Regt. eight years. Petitioner has five brothers that wish to become settlers in the Province. Ordered that John Hardey as a reduced Sergeant shall have a grant of 500 acres, and 200 acres to each of his brothers.

Read the petition of Alexander Hardey: Praying for such lands as may be deemed proper. Ordered that the petitioner shall have a grant of two hundred acres.

Read the petition of John Garner: Stating that your petitioner's father (Mathew Garner) served His Majesty in the American War and has empowered your petitioner to locate 300 acres of his land due to him as a soldier. Your petitioner also served in the said Corps of Rangers, and obtained a certificate in 1789 for 550 acres, 250 of which were granted his wife and children, but has located only 200 acres, therefore prays for 300 acres on account of his father and 350 acres on account of himself and family. Ordered that that part respecting his father is inadmissible, but that 550 acres be confirmed to him agreeable to the certificate of the Land Board.

Read the petition of Roger Conat: Stating that your petitioner has been in the Province upwards of two years with his family and petitioned Your Excellency for 800 acres of land in Darlington which at that time could not be granted by reason of its being a granted township. Therefore prays for the like quantity of the ungranted lands of the Crown. Ordered that he shall have four hundred acres for himself and two hundred acres for each of his sons, Abel Conat, Eliphalet Conat and Jeremiah Conat, in the Township of Darlington with the broken fronts.

Read the petition of Seth Hamlin: Stating that he has been in the Province upwards of two years with intention of settling in the Township of Darlington,

granted to Messrs. Pearce and associates, and wherein he has made improvements but having heard the above mentioned gentleman has not as yet complied with the terms required by Government, presumes the township may revert to the Crown. Therefore prays for 600 acres. Ordered that a lot be granted the petitioner in Darlington and the broken front of said lot.

Read the petition of Daniel Murphy: Stating that your petitioner has always been a loyal subject to the Crown of Great Britain, prays for such portion of land as may be thought proper. Ordered that he shall have a grant of two hundred acres.

Read the petition of James Forsyth: Stating the petitioner to have been in the Province 12 years and brought with him a wife and five children. He has received 200 acres only and prays for a further grant. Ordered that he shall have four hundred acres in addition.

Read the petition of Michael Andrew Meyers: Stating that he served in the 1st Battalion of the 60th Regiment of Foot 25 years, the greater part as a non-commissioned officer as appears from his discharge, prays for 500 acres of land. Ordered that the prayer of the petition be granted.

Read the petition of Bernard Frey: Stating that your petitioner served as Captain in Lieut.-Col. Butler's. When disbanded he settled and improved on 300 acres of land in the vicinity of Newark, which is all he has located. Therefore prays for a further grant of twenty-seven hundred acres to complete the 3000 acres due to him, and likewise an allotment for his wife, she being within His Majesty's lines during the American War. Ordered that the petitioner's allowance as Captain be made up to him.

Read the petition of John Wray: Stating that he served as a private in the 1st Battalion of the 60th Regiment for the space of six years. Prays for 300 acres of land. Ordered that he shall have 200 acres.

Read the petition of George Miller, late of Butler's Rangers: That your petitioner served during the war in the said corps, is now settled in the 9th, or Township of Thorold, on 250 acres which he has very considerably improved, prays for the remaining 50 acres which may be due to him, and the like quantity for his wife and for his four sons, 50 each. Ordered that the same be granted.

Read the petition of Isaac Horton: Stating that when your petitioner came into the Province in the year 1786, Major Campbell gave him liberty to go upon lands which are now occupied by others. Prays for a location elsewhere. Ordered that he shall have 200 acres.

Read the petition of Samuel Marther: Stating that your petitioner is from Long Island where his family were distinguished during the late war for their attachment to Great Britain; that he came into the Province about eighteen months since, where he has married and wishes to settle. Prays for a portion of land in the township on the Thames wherein Mr. Ebenezer Allen has a grant above the Delaware village; that his wife, late Dorothy Defries, is the daughter of a loyalist (U.E.) and prays that she may have a grant of 200 acres. Ordered that Samuel Marther shall have a grant of 200 acres for himself and 200 acres for his wife provided she be a loyalist (U.E.).

15th July, 1795.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and Aeneas Shaw.

Read the petition of Captain Ryerse praying for his location of land due to him as a Captain, and for family lands. Ordered 3000 acres granted as

Captain, he having relinquished to Government the 700 acres granted to him in the Province of New Brunswick. Family lands refused as he does not come under the description of loyalists entitled to that bounty.

Read the petition of Weart Banta praying for his location of lands as a Lieutenant last war. Ordered that the same be granted.

Read the petition of Robert Howey: Stating that he served His Majesty in the American War in the New Jersey Volunteers, that he has brought his wife and seven children into the Province, and prays for a proportionable quantity of land to settle upon. Ordered that he shall have a grant of four hundred acres.

Read the petition of Isaac Davis: Stating that he joined General Howe's army last war as an artificer, and continued till the conclusion of it, that he is arrived in this Province with a wife and five children, and prays for a grant of land to improve upon. Ordered that he shall have a grant of four hundred acres.

Read the petition of Thomas Stead: Stating that he lately came from Worcester in Britain and by profession a Millwright and Engineer, has a wife and eight children. Prays for a grant of land as contiguous as may be to Captain Ryerson's. Ordered that he shall have four hundred acres.

Read the petition of John McGlashan: Stating that he is a native of North Britain, that he is embarked to settle in the Province, and prays for land to improve upon. Ordered that he shall have a grant of 200 acres.

Read the petition of Henry Johnson: Stating that he has been a settler in the Province near nine years and having received only 100 acres for himself and family, prays for a further grant. Ordered that he shall have a grant of three hundred and fifty acres in addition to make up the 450 he is entitled to.

Read the petition of John Fanning: Stating to have been in the Province above eight years and to have married the daughter of a loyalist, and praying for six hundred acres of land. Ordered that he shall have a grant of two hundred acres.

Read the petition of Joseph Brown, who served in Col. Butler's Rangers: Stating that he has a wife and two children and that he has been settled in this Province since the year 1784, and has received 100 acres of land only in the Township of Grantham, which he has much improved. Prays His Excellency for an additional 200 acres in said township, if vacant. Ordered that the same be granted.

Read the petition of John Taylor, Sen.: Stating that he came into this Province with his wife and four children in the year 1788 and upon application to the Land Board for land, was directed to look out for some, which he did in the Township of Pelham and received a ticket from the Board for four lots and half, but the lands not having been surveyed till the last spring, your petitioner has not received any certificate. Therefore prays for a grant of four hundred and fifty acres of land. Ordered that it be granted.

Read the petition of Abel Land: Stating that he served under Your Excellency last war, that he has only drawn 200 acres though he has a wife, the daughter of a loyalist, and five children, four of whom are boys, and praying for a further additional quantity of land. Ordered four hundred acres in addition.

Read the petition of Robert Land: Stating that he is the son of a zealous and active loyalist, that he is arrived in this Province and desirous of locating lands to settle upon. Ordered that he shall have a grant of 200 acres.

Read the petition of John Neil: Stating that he is a native of Ireland, that in the year 1784 he came into this Province where he has remained ever since,

and praying for a portion of the vacant land of the Crown. Ordered that he shall have a grant of 200 acres.

Read the petition of Thomas Stratton: Stating that he served several years on board His Majesty's navy as Carpenter's Mate, and in this country since the year 1782 has served in the same capacity on Lake Champlain and at the Miami, and praying for a grant of six hundred acres of land on the River Thames, in the township above the Delaware village. Ordered that he shall have a grant of 200 acres.

Read the petition of Morgan D. Shay: Stating that he came into this Province in June, 1794, with his family and property, therefore prays for four hundred acres of land to improve upon. The petitioner recommended by Nath Pettit, Esquire. Ordered that the petitioner shall have a grant of four hundred acres.

Read the petition of Joseph Chambers: Stating that your petitioner arrived in this Province near seven years since and being encouraged by the then commanding officer to settle upon lands, he pitched upon lots Nos. 21 and 22 in the 6th township, first concession with the broken fronts. Prays to be confirmed in those lots which he has improved, and that they may be assigned to him. Ordered to be assigned to him if vacant, and referred to the Acting Surveyor General.

Read the petition of James Rough: Stating that he served in His Majesty's navy in the late American war five years, that he has been eleven years a resident in this Province and six years a settler on a single lot of land granted to him in right of his services. Your petitioner has a wife and a growing family and prays for the remainder of his land, and any additional quantity His Excellency may think proper. Ordered that he shall have 200 acres.

Read the petition of John Scadding: Stating that your petitioner is desirous to become a permanent settler in this Province, that he has had a grant of 200 acres and prays His Excellency to grant him such further quantity as he shall think meet. Ordered that he shall have one thousand acres in addition.

Read the petition of David McFall: Stating that petitioner obtained an Order of Council for 3000 acres of land in the Eastern District bearing date 27th May, 1794, if vacant. Your petitioner begs to observe that he has been thirty-five years in His Majesty's service and prays for a grant of 1900 acres in the vicinity of Long Point, which number of acres remains due to him. Ordered to be referred to the Surveyor General for location.

Read the petition of Thomas Sparham: Stating that your petitioner served during the late war as Hospital Mate on the staff in Canada and was reduced at the peace, when he received 500 acres of land. Further states that he is an old servant of Government, having served during the war that ended in 1763. Therefore prays that an additional 1500 acres will be granted to him. Ordered that the prayer of the petition be granted.

18th July, 1795.

At the Council Chamber.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and Aeneas Shaw.

Took into consideration the Fee Bill.

Adjourned to Tuesday.

21st July, 1795.

At the Council Chamber.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and AEneas Shaw.

Resolved that the Table of Fees relative to the grants of land as directed in Council on the 6th of July, 1794, be cancelled.

Resolved that the subjoined Fee Table of Nova Scotia, transmitted by Lord Dorchester to Lieutenant Governor Simcoe on the 25th May, 1795, be adopted as the Table of Fees to be taken on all grants of land made in this Province, agreeably to the direction of His Grace the Duke of Portland, one of His Majesty's principal Secretaries of State, contained in his letter of the 7th November, 1794, to Lieutenant Governor Simcoe, of which the following is an extract:

"The Table of Fees transmitted in No. 30, that of July 6th, 1794, is not at all conformable to the legal Table of Fees established for the Province of Nova Scotia, a copy of which was transmitted to Lord Dorchester by Mr. Secretary Dundas in a letter to His Lordship (of which the within is an extract) with a copy of the Table it refers to, and which you will consider as your guide in amending the Table you have now enclosed to me."

List of fees upon the grants of land to be taken by the several officers in the Province of Nova Scotia, as established in 1764 and

Governor's Fees:	£	s.	d.
For the Great Seal to every grant not exceeding 1,000 acres.....	0	10	0
For all grants exceeding 1,000 acres for every 1,000 each grant contains.....	0	5	0
For a license of occupation.....	0	10	0
Secretary's Fees:			
For every grant and passing the Seal of the Province if under 100 acres.....	0	10	0
Between 100 and 500 acres.....	1	0	0
All above.....	1	10	0
In grants of land where the proprietors shall exceed 20 in number, each right...	0	5	0
Proprietors shall not exceed 20, the same as for grants in proportion to the quantity of land.			
For every license of occupation of land	0	5	0
For every grant of land from 1,000 to 20,000 acres take for the first 1,000.....	1	10	0
And for every 1,000 more.....	0	5	0
Fees taken by the Chief Surveyor of Land:			
For every lot under 100 acres.....	0	5	0
From 100 to 500.....	0	10	0
Above 500.....	0	15	0
Every township if above 20 rights, each right.....	0	5	0
Auditor's Fees:			
For auditing of every grant.....	0	6	8
Register's Fees:			
For recording a grant of land for or under 500 acres.....	0	2	6
For recording a grant of land from 500 acres to 1,000 acres.....	0	5	0
For every 1,000 acres to the amount of 20,000.....	0	1	0
For recording a grant of a township.....	2	0	0
N.B.—This list includes fees to all the persons concerned in granting lands except to the Provincial Land Officers of the Crown.			

Resolved that half of the fees allowed in the Table aforesaid to the Secretary of the Province be deducted and reserved for the Attorney General as a reasonable and proportionate fee.

Resolved that the fee for the license of occupation allowed by the Table aforesaid to the Secretary of the Province be given to the Clerk of the Council through whom the license of occupation must issue.

Resolved that the following fees be allowed to the Provincial Officers of the Crown concerned in the grants of land:—

	£	s.	d.
Clerk of the Council:			
Reading a petition and entering it in the Council Book.....	0	1	6
For every license of occupation or assignment.....	0	5	0
To the Surveyor General:			
For the search.....	0	1	6
For an assignment.....	0	1	0
To the Deputy Surveyor in their several districts:			
For the search.....	0	1	0
For the assignment.....	0	1	6
To the Deputy Surveyor General of the Woods:			
For 100 acres to 500.....	0	1	0
All above.....	0	2	0

Resolved that the Proclamation of November the 6th, 1794, be printed and that the fees now established be added thereto instead of those which had been formerly adopted, and that such fees be held as valid and continue in force until His Majesty's pleasure shall be signified thereon.

Resolved that the copy of the fees allowed to the several officers in respect to the grants of land be framed and hung up in the respective offices authenticated by the Clerk of the Council.

21st July, 1795.

At the Council Chamber.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and Aeneas Shaw.

Resolved that the fees upon Magistrates' certificates for two hundred acres to be taken as under:

	Halifax Currency		
	£	s.	d.
The fee to the Magistrate who administers the oath and grants the certificate...	0	1	0
To the Deputy Surveyor for the search.....	0	1	6
For the assignment.....	0	1	0
To the Governor for license of occupation.....	0	10	0
To the Clerk of the Council.....	0	5	0
Title deed when the grant is delivered.....	2	10	2

N.B.—This list includes fees to all persons concerned in granting lands except to the Provincial Land Officers of the Crown.

Read the petition of Helena McDonell: Stating that at the earliest appearance of hostilities her husband not only professed loyalty but appeared openly in arms at the head of upwards of two hundred Highlanders; that he was forced into a capitulation by General Schuyler at the head of 5600 rebels, by which your petitioner's husband, his brother and four nephews, were carried into confinement several years and they only of the party. Petitioner prays that His Excellency will be pleased to give directions to the Acting Surveyor General to assign your petitioner in her own right 1200 acres of the vacant lands of the Crown in such part of this district as may be eligible and assignable. Ordered that the same be granted.

Read the petition of Alexander McDonell, Sheriff of the Home District, praying for 1200 acres of land exclusive of a former grant for services. Inadmissible.

22nd July, 1795.

At the Council Chamber.

Present: The Honourables Alexander Grant, Peter Russell and Aeneas Shaw.

His Excellency the Lieutenant Governor was pleased to order the accounts of the Province to be laid before the Council for inspection and audit from the 30th of June to the 31st of December, 1794. In consequence, the Board were pleased to examine the following accounts:

		£	s.	d.
No. I.	Of the Hon. Peter Russell, Receiver General, amounting to Balance to be carried to the next half year's account....	6,073 6,188	1 15	2 0 2/4
		£12,261	16	2 2/4
No. II.	Those of His Excellency, the Lieutenant Governor's office amounting to.....	743	17	4 1/4 3/4
	Balance remaining in His Excellency, the Lieutenant Governor's office.....	573	15	3
	Total accounted for.....sterling	£1,317	12	7 1/4 3/4
No. III.	Of D. W. Smith, Acting Surveyor General, from 10th April to 10th October, 1794.			
	Total amount dollars at 5/.....	£2,378	14	5
No. IV.	Of William Jarvis, Esq., Secretary of the Province, amounting to Halifax Currency.....	£108	6	5
No. V.	William Jarvis, do, for fees due to His Excellency the Lieut. Governor. Quebec Currency.....	£45	10	0
No. VI.	Of John Small, Clerk of the Council, his general account in the office, total amount.....sterling	£111	13	0
No. VII.	Of John White, Esq., Attorney General, the amount of his account for fees.....sterling	£91	7	0
No. VIII.	Of Captain John McGill, Commissary of Stores and Provisions, total amount.....	£367	17	8 7/10
	By disbursements in the apartment.....	347	1	7 3/4
	Balance remaining in hand.....	£20	16	0 1/4 7/10
No. IX.	Of Lieutenant Pilkington, Engineer, to amount of abstracts for erecting a saw mill at York.....	£299	18	10
	To ditto of pay list for services performed at Navy Hall..	5	5	9
	To ditto of disbursements for services at Col. Butler's Rangers Barracks, paid at Quebec and remitted to His Excellency Lieutenant Governor Simcoe for payment.	85	16	9
	By a warrant on the Receiver General bearing date 14 March, 1793.....	£280	0	0
	Balance due.....	111	1	4
	Quebec Currency.....	£391	1	4
No. X.	Of Walter Roe, Esquire, Detroit.			
	For business done as Clerk to His Majesty's Court of Oyer and Terminer, and General Gaol Delivery for the Western District, under a commission of His Excellency Lieutenant Governor Simcoe, amounting to sterling...	£28	11	0

The Board find the expenditure of the above accounts properly authorized and vouched, certify the same to be regular, orderly, and to the best of their belief, just and true, and signed by the Hon. Alexander Grant.

JOHN SMALL.

29th July, 1795.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Alexander Grant, Peter Russell and Aeneas Shaw.

Read the petition of John Parker, a loyalist who had faithfully served His Majesty during the American War, and praying for 600 acres of land in the Township of Wainfleet in addition to what he has received; that he came into the Province two years since and brought with him his wife and seven children. Ordered that he do receive four hundred acres as family lands.

Philip Henry: The petitioner served as a soldier during the last war and was taken prisoner in Virginia. Prays for four hundred acres of land in addition to the two hundred he has already received. Ordered that four hundred acres be granted as family lands.

Henry Docksteder: Stating that he had not as yet drawn any land the seven years in the Province owing chiefly to having purchased an improvement on lands not surveyed until last year, and prays for 600 acres of land. Ordered that Henry Docksteder have a grant of four hundred acres; Henry Docksteder Junior, two hundred acres, and the sons of George Aaron Docksteder, two hundred acres each. Referred for location to the Surveyor General.

John Donaldson, a soldier in 55th Regt: Stating the petitioner to have received from the Land Board a ticket for four lots of which he has taken up but one. Prays that the same may be confirmed to him. Ordered the grant to be made up four hundred acres.

Lawrence Feehry: Stating the petitioner to have served His Majesty four years in the Marine Department of Lake Erie. Praying for a grant of 400 acres. Ordered that he do receive a grant of two hundred acres in the vicinity of Long Point.

John McFarland: Stating that he had served His Majesty in various situations, and praying for 1000 acres of land. Ordered that he do receive a grant of five hundred acres.

Henry Weishuhn, late Sergeant Major in the 60th Regt: Praying for lands for himself and family lands for his wife and five children. Ordered that he do receive a grant of eight hundred acres for himself and family.

William Wilson: Stating that during the whole of the American War the petitioner's father and family faithfully served His Majesty, and praying for one thousand acres of land. Ordered that he do receive a grant of 200 acres.

Thomas Clark: Stating that he had settled on Nos. 20 and 21, first township on the River Thames, and had permission from Lieut. Governor Hay to settle thereon on consideration of his making a sufficient recompense to the Indians, who many years since obtained a tract of land off the Chippawa Indians as a gift including the above lots, and praying for a grant of the same. Inadmissible, the memorialist liable to punishment for the illegality of his conduct.

William Bond: Stating that he had received six hundred acres of land which he has improved, and praying for six hundred acres more. Not admissible.

Simeon Garrit, of the State of Vermont: Praying for a grant of 1000 acres of land. Rejected.

Ezekeel Woodruff: Stating the petitioner wishing to become a settler in this Province, and prays for a grant of land in Kettle Creek. Ordered that he do receive a grant of six hundred acres of land, and referred for location to the Surveyor General.

Ruben Clarke: Praying for an allotment of land and a town lot at Newark. Ordered that he do receive a town lot.

Read the memorial of the Honourable Aeneas Shaw, stating that your memorialist's claim to 3000 acres of land as a reduced Captain in the Queen's Rangers has been admitted and that he has already located in New Brunswick and this Province 2100 acres thereof, and praying to be permitted to locate the remaining 900 acres of land in the Townships of Whitby or Darlington, or such other township on the north side of Lake Ontario. Ordered that it be granted.

Read the memorial of Capt. John McGill, of the late Queen's Rangers, stating that your memorialist had already received 1000 acres in the Township of Flamborough as a part of the 3000 acres he is entitled to, and prays for lots Nos. 7, 8, 10 and 11, second concession west side of Young Street, with the remainder of his lands in the Townships of Whitby, Darlington, or any other township on the north side of Lake Ontario. Granted and referred to the Surveyor General for location.

Read the petition of Alexis Maisonville, stating that your petitioner served as Captain with Governor Hamilton and not having yet received any lands, prays that the Surveyor General may be directed to assign him the same, and further praying in consideration of the many losses he has sustained by his attachment to His Majesty, Your Excellency will please to grant to his eldest son 1200 acres and to grant to his other children 600 acres that his children may not suffer in their patrimony by the losses sustained by the petitioner. Ordered that Alexis Maisonville's lands be granted as Captain, and that his son, Alexis Maisonville, have a grant of 1200 acres, and to his other children, Toussaint 600 acres, Barnard 600 acres, Francois 600 acres, George 600 acres, Victoire 200 acres, Pelogie 200 acres.

John Thompson, late Corporal in the 80th Regt.: Stating that he served His Majesty six years in this country and has since resided in it ten years and has only received 180 acres of land in Stamford, and praying for the remaining quantity of land due to him as a discharged soldier, and such lands for his family consisting of a wife and six children. Granted, and family lands.

Daniel Gleeson, a soldier in the 84th Regt: Stating the petitioner to be heir to Peter Groshee, deceased, late of Detroit and formerly 8 years a soldier in the 84th Regt. Praying for the quantity of land due to Peter Groshee, and for three hundred acres in his own right. Ordered that he do receive a grant of 400 acres but the claim as to Peter Groshee inadmissible.

John Clendennin: Praying for his land having served as a private in the Jersey Volunteers and also for his wife and five children, as is usually granted to loyalists. Ordered that it be granted.

Walter Clendennin: Praying for his land having served as a private in Col. Butler's late Rangers, that he has taken up 200 acres of what he is entitled to. He married the daughter of Jacob Walker, late a Ranger, and has three children, therefore prays the usual quantity may be allowed him. Ordered that it be granted.

Abraham Clendennin: Stating that he has taken up 200 acres of land, and praying for the land due to him having served as a Ranger, that he married the daughter of John Hainer, a late Ranger, and has three children. Prays for the usual quantity. Ordered that it be granted.

Joseph Cooper: Stating the petitioner to be anxious to become a settler and prays for land. Ordered that he do receive 200 acres, and referred to the Surveyor General for location.

Abraham Iredele: Stating the petitioner to have served His Majesty as a Lieutenant in the Corps of Guides and Pioneers in the American War, and praying for 2000 acres, and also for his brother's land as Lieutenant in the

armed boat service in New York. Ordered that he shall have a grant of two thousand acres, but that part respecting his brother's claim inadmissible.

Daniel Fraser and Martin Stover, loyalists: Stating that your petitioners served during the late war and have been settled in this country since the year 1784 in the second concession of Ernest Town, Bay of Quinté, that since the division lines of their respective lots have been run out it has been discovered that part of their respective improvements fall in a gore of vacant land of about 90 acres, which is part of No. 18 in second concession of Ernest Town, for which your petitioners have made application to the Surveyor, who refers them to Your Excellency. Petitioners therefore pray that the said gore of vacant land may be granted to them in order to secure to them the peaceable possession of their improvements. Ordered to be referred to the Surveyor General to be reported upon.

Solomon Secord: Stating the petitioner to have served in Col. Butler's Corps of Rangers as Lieutenant and has only located 700 acres of land. Prays the 1300 acres due to him for past services be granted, 400 acres near Patterson's Creek, 400 near Turkey Point, and 500 west of Turkey Point and fronting the Bay of Long Point. Your petitioner has a wife and five children and also prays for family lands. Ordered that the prayer of the petition be granted, and referred to the Surveyor General for location.

Read the petition of Joshua Booth, Esq., in behalf of the inhabitants of Ernest Town, stating that by the incorrectness of the different surveys heretofore made of the said town, they have committed various mistakes on clearing on each other's lands, and prays Your Excellency will be pleased to order a surveyor to adjust the lines and settle the course of the same. Ordered to be referred to the Surveyor General for execution.

The Surveyor General being called upon, informs the Council that Abel Stephens received an Order of Council for lands in Scarborough but not liking that township he went down to Oswegatche and as he had heard under the encouragement of the Land Board, sat himself down in the rear of Young. It now appears that those lands which Stephens had occupied come within the granted township, but two years having elapsed since the order of survey and no assignments having issued from the Surveyor's office, the Lieutenant Governor and Council are of opinion that Abel Stephens and his associates should be confirmed in their improvements, not being on the reserved lots, and a sufficient part of the lands contiguous laid off for those settlers who, he says, are ready to come into the Province; but should the grantees of the township be ready to settle these lands before Stephens, they are to have the preference.

The Clerk of the Council be directed to communicate this resolution to Abel Stephens and the grantees of the townships respectively.

William Allen: Stating the petitioner to have resided in the Province for seven years past and has never drawn any land, prays for a town lot at York and such portion of land as to His Excellency shall seem proper. Ordered that he shall receive a town lot and 200 acres.

John Wilson, Junior: Praying for a town lot at York and such portion of land as His Excellency may think proper. Ordered that he do receive a town lot and four hundred acres.

John Johnston: Stating the petitioner to have resided 8 years in the Province with his wife and eight children. He has received 200 acres and prays for any further additional grant of land. Ordered that he do receive 200 acres.

Stephen Secord: Praying for family lands. Ordered that the same be granted.

Francis Weaver, an old soldier in Col. Butler's Rangers: Stating that he has a wife and five children. Prays that His Excellency will take his situation into consideration and grant him and his family the accustomed allowance to old soldiers and their families. Ordered a grant of 300 acres.

William Steel: Stating that he is a native of the Kingdom of Ireland, and strongly attached to the British Government, and praying for 1000 acres of land or such other quantity of land in the Township of Sugar Loaf East as Your Excellency shall seem proper. Ordered that he shall receive 200 acres in addition to the 200 already received.

Duncan McDougal: Stating that your petitioner was a merchant and in affluent circumstances, and possessed of the esteem and confidence of a numerous and extensive acquaintance; that your petitioner was warmly adhered to the British party, by which his property was almost exhausted. Your petitioner, with a numerous family, wishes to find an asylum in this Province, therefore prays His Excellency will take his case into consideration and grant him such allowance of the waste lands of the Crown as may seem meet. Ordered that the petitioner shall have a grant of twelve hundred acres; John McDougal, four hundred acres, and Nicholas McDougal, four hundred acres.

William Smith, late Gunner in His Majesty's Marine Department of this Province: Stating that your petitioner served as seaman on board His Majesty's navy upwards of four years, and served part of three years as gunner; that he married Eleanor, the daughter of Henry Young, a loyalist U.E., residing at the Bay of Quinté, and prays for lands for himself and likewise two hundred acres in behalf of his wife, and that he may locate them in the fourth township on the south side of the River Thames. Ordered four hundred acres for himself and two hundred for his wife.

Hannah Cummings: Stating your petitioner to be an English-woman, but resided during the American War in the Province of New York where she was ill-treated for her attachment to her native country; that she has been in the Province six years, and prays for 200 acres of land. Ordered a grant of 200 acres.

John Smith: Stating the petitioner, with many others, desirous to settle under the British Government, and praying for land. Ordered that John Smith have a grant of 200 acres only.

Joseph Springfield, late of Col. Butler's Rangers: Stating that he has as yet only received a back lot on the River Thames containing 200 acres; that he had some claims on a front lot near Chatham but finding that otherwise disposed of, he prays for lot No. 23 north side, in the rear of Coleman Roe, also a town lot in the Town of Chatham, where he means to build. Ordered that it be granted.

William Sutherland: Stating your petitioner's father to have fallen in the service of King and Country, and praying for such lands as is usually granted, your petitioner being desirous to settle in the Province. Ordered 200 acres near York, and referred to the Acting Surveyor General for location.

John George: Stating that he served during the American War in the late Rangers commanded by Lieut.-Col. Butler, and praying for 300 acres of land. Granted if he has not received any.

Andrew Ranciere: Stating that his late father served last war in Lieut.-Col. Butler's Rangers and drew only one hundred acres of his complement due to him for his services. Your petitioner has been nine years in the Province

and married the daughter of a loyalist, and praying for 200 acres, his father's quota, 200 acres for himself, and 200 acres for his wife. Ordered that he shall have a grant of 200 acres for himself and 200 acres for Christina, the daughter of John Segar.

John Campbell: Stating that at the commencement of the American War he entered into the 76th Regt., and praying for a grant of land. Rejected.

Peter Bower: Stating that he served as a non-commissioned officer last war in Lieut.-Col. Butler's Rangers; that he has a wife, the daughter of a loyalist, and five children; that your petitioner was settled in the Bay of Quinté upon 400 acres of land which he has taken up as family lands; that your petitioner is now desirous of settling on lands in this district. Prays for the lands due to him for services, and the remaining 50 acres family lands may be assigned to him between Patterson's Creek and Long Point. Inadmissible. His remaining lands will be allotted in the district where he has received his original grant.

James Man: Praying for such portion of land as His Excellency shall think proper. Ordered that he shall have 200 acres.

Thomas Phillips: Certificate granted by the Land Board of Lincoln for a lot in that district. Ordered that it be transferred for lot No. 81 on the west side of Young Street.

3rd August, 1795.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and Aeneas Shaw.

Read the petition of William Davis: Stating the petitioner to have served during the late war and his property in Connecticut to have been confiscated. Praying for such quantity of the waste lands of the Crown as Your Excellency shall think proper. Inadmissible.

Brigade Major Littlehales, of Upper Canada: Memorial stating that in consequence of your memorialist's appointment in this Province and the great probability of its permanency, and in consideration of his residence in Upper Canada since the establishment of its Government, independent of twelve years antecedently devoted to the King's service, he prays Your Excellency will be pleased to grant him such a portion of the vacant lands of the Crown as to Your Excellency may seem proper, and your memorialist will ever most gratefully and most dutifully acknowledge the same. Ordered a grant of 1200 acres.

David and James Secord: Petition stating their father to have been a Lieutenant in the Indian Department who had received 500 acres and praying, as his heirs, for the residue of the land due to their father. Ordered that 1500 acres to make up the quantity of 2000 acres be granted to the heirs of James Secord.

Jeremiah Moore: Petition stating that in the year 1788 he applied to Col. Hunter and Mr. Hamilton, members of the Land Board, for a lot in the Township of Stamford, No. 61, on which he has built houses and barns and made other considerable improvements. Your petitioner has since discovered said lot to be part of the glebe lands of said township. Prays to be confirmed in the possession of the said lot No. 61 and allowed to give up to Government lot No. 88 adjoining the said glebe lands in lieu thereof, and which lot is much better timbered and of a richer soil. Ordered that the prayer of the petition be granted and referred to the Surveyor General.

Barnet Conolly: Petition stating that he has been three years in the Province and praying for land. Ordered a grant of 200 acres.

Albert Berdan: Petition stating the petitioner to have served as a Sergeant in the 2nd Battalion of New Jersey Volunteers and to have received 200 acres of land. Praying for the residue, and for the lands for his wife and seven children. Ordered that he do receive 300 acres in addition to the 200 acres received in Nova Scotia, and to apply for lands when his wife and children come into the Province.

Edin Bebee, a Sergeant in Lieut.-Col. Butler's late Corps of Rangers: Petition stating that he had improved 300 acres of land that had been granted him, and praying for the 200 acres due to him and for lands for his father and for his wife and children. Ordered that he do receive the residue of his lands and three hundred acres for his father.

John Van Eynen: Petition stating the petitioner to have received only a town lot and praying as a loyalist for lands. Ordered he do receive 200 acres.

Elizabeth Van Eynen: The wife of the late petitioner Van Eynen, and praying for lands as the daughter of a loyalist. Ordered a grant of 200 acres.

John Martin: Petition stating the petitioner to have been a firm loyalist during the late war, as appears by a certificate attached to his petition, and praying for 1200 acres of land. Ordered a grant of six hundred acres.

Robert Wilkins: Petition praying for 200 acres of land, lots Nos. 11 and 12 on the south side of the Carrying Place in the Bay of Quinté. Ordered one lot to be granted on the usual conditions, and referred to the Surveyor General for location.

Jonathan Austin: A soldier in Captain Barns Hatfield's company last war, and prays for land. Ordered that he do receive 200 acres.

John Martin, Detroit: Petition stating the petitioner to have resided in this Province for 22 years past. Ordered he do receive a grant of 1200 acres.

Joseph Moore: Petition stating your petitioner to be a native of this country and faithfully attached to the British Government, and praying for a grant of a lot of land about three miles up the second creek on the south side of the River Thames including the scite of cabins lately occupied by Chippawas and supposed to be in the Township of Tilbury and in the rear of lands granted to Abiah Park. Ordered the petition granted, and referred to the Surveyor General.

Thomas Butler, Lieut: Petition praying for family lands for his wife and four children. It does not appear that the petitioner has any right to family lands, but in consideration for his services two hundred and fifty acres in addition are granted to him for his wife and children.

William Baker, Lieut. in the Marine Department: Petition stating the petitioner to have served since the year 1773, and prays for such lands as his service and rank may entitle him to. Ordered that he receive lands with what he has received to make up three thousand acres.

Heirs of the late Capt. Walter Butler: Petition stating the petitioners never to have had the lands due to the said Walter Butler, and now pray for such lands due as he was entitled to. Rejected.

Captain Hazelton Spencer: Petition stating the petitioner to be the son of a member of the Board of Commissioners appointed to examine such persons as had returned to their allegiance; and who had died on his way to Canada after the capitulation of General Burgoyne. The petitioner presuming his father was entitled to lands, prays as his heir for what lands were due to him. Inadmissible.

Peter McMicken: Petition stating the petitioner to have served in Butler's Rangers the late war and, in consequence thereof, received the bounty of 300 acres, and praying for such further grant as His Excellency shall think proper and for family lands for a wife and six children. Ordered that he do receive 400 acres for his family and 200 acres for himself.

John Young, Sergeant in the late Corps of Butler's Rangers: Petition stating the petitioner to have received only 400 acres, presumes he is entitled to 100 acres more. Prays the same may be granted him and prays for 200 acres for his wife, the daughter of a loyalist, and a small addition thereto for his two children. Ordered that 100 acres be granted to himself and 200 acres to his wife and 100 acres for his children.

John Young, do do: Petition stating he had purchased the rights of several soldiers who had never taken up their lands, and praying to be confirmed in his purchase. Inadmissible.

Joseph L. Rowley: Petition stating the petitioner to be desirous to settle in this Province, and prays for such lands as the Council shall deem proper. Ordered he do receive a grant of 200 acres, and referred to the Surveyor General for location.

William Fleming, 1st Lieut. in the Marine Department on Lake Erie: Petition stating the petitioner had served 21 years, and praying for such lands as His Excellency may think proper. Ordered a grant of 1200 acres.

Captain Paxton: Petition stating that the petitioner had served His Majesty for 20 years in the Marine Department of Lake Ontario, and praying for a grant of such lands as His Excellency shall think proper. Ordered that he do receive a grant of 1200 acres.

John White, Esquire, Attorney General: Petition stating the petitioner to have received permission to locate 1200 acres in the County of Frontenac which he is desirous of relinquishing, and praying Your Excellency that the same number of acres may be granted to him in the Township of Scarborough. Granted.

John Gamble: Petition showing that your petitioner served as Hospital Mate during the late war and had never received any lands, praying for such quantity of lands as are usually granted to officers of his rank. Granted.

John Small, Clerk of the Council: Petition praying for such quantity of land as Your Excellency and the Council may please to grant. Ordered that 1200 acres be granted.

Daniel McIntier: Petition stating your petitioner had served His Majesty in the French War in the 78th Regt. of Foot, and was persecuted vigorously during the American War, and had his property confiscated. Praying for such lands as Your Excellency may think proper to grant him, and family lands for his wife and five children. Ordered that he do receive for himself a grant of 600 acres.

Thomas Wright, Surgeon, 1st Battalion 60th Regt. Foot: Petition stating that your petitioner served as Mate to the General Hospital in 1779 at New York, and to have served with Lord Cornwallis during the whole time His Lordship remained in North Carolina and that he had never taken up but 400 acres of land. Praying for the remaining quantity of land granted to officers of his rank. Granted.

James Richardson: Petition stating the petitioner to have served during the late American War in His Majesty's navy in the West Indies, and further for 4 years in the provincial navy upon Lake Ontario, and remained in the service until several years after the conclusion of the late war. Praying for

such lands as Your Excellency in your wisdom may think proper. Ordered that he do receive a grant of 600 acres.

James Richardson, Master of the Kingston Pacquet: Petition stating that he built and navigated the aforesaid vessel and that he is desirous of building a wharf and storehouse in the Town of Kingston, that there is a vacant water lot No. 45, and prays for a grant of the same. Ordered to be referred to the Surveyor General.

Patrick Rice: Petition showing the petitioner to have served in His Majesty's service five years on Lake Champlain and afterwards three years on Lake Erie, and praying for a lot of land. Granted.

Richard B. Tickell, Esq: Petition praying as a settler for such lands as Your Excellency shall think proper. Ordered that he do receive a grant of 600 acres.

Alexander Campbell: Petition stating your petitioner to have joined the Royal Standard 1777 with such a number of men as entitled him to a Captain's commission. Was mustered, paid and served in that capacity during the whole campaign under the command of General Burgoyne and having drawn only a Subaltern's proportion, prays for one thousand acres of land in addition to what he now holds. Inadmissible.

George Galloway: Petition stating your petitioner to have drawn seven hundred acres as a Subaltern officer. Prays Your Excellency to grant him lands to put him on a footing with others of his rank. Not admissible, his rank not being ascertained.

James Brundige: Petition stating the petitioner to have been a firm loyalist during the late war and to have joined His Majesty's troops in 1777, and praying for land. Ordered he do receive 400 acres.

George Labar: Petition stating your petitioner to have arrived from Northampton County, Pennsylvania State, and wishes to settle with his family, a wife and eleven children, in this country to live under the British Government, and praying for a portion of land. Ordered that he shall have a grant of 400 acres, and that his sons, John aged 21, William aged 19, and George aged 16 years, do receive each a grant of 200 acres.

Nicholas Smith, an old Ranger: Petition stating that he served as a Fifer, having joined that corps in the year 1778. He married Catharine, the daughter of William May, by whom he has four children, and that he has located 200 acres of land himself. Praying for the usual allowance of land. Ordered that he do receive a grant of 200 acres for his wife. Not entitled to family lands.

Nicholas Klengenbrunner, a soldier in Col. Bryman's Grenadiers of Brunswickers: Petitions stating that he served 7 years in the said corps during the American War and was discharged at Sorrel in the year 1783. Prays for his portion of land at Toronto, or near the head of the lake. Ordered a grant of 200 acres for location to the Surveyor General.

James Clandenning, and three brothers: Petition stating that your petitioners' father, James Clandenning, was a soldier in Butler's Rangers and died after the war without having taken up his land, and praying the lands he would have been entitled to may be granted your petitioners. For consideration.

Jeremiah Moore, of Stamford: Petition stating that when he came into the Province in the year 1786 he brought eight children with him and his wife, that the annexed ticket for 3 and $\frac{1}{2}$ lots was given him by order of the Land Board, which should have been for 5 and $\frac{1}{2}$, of which the Hon. R. Hamilton is informed, that he has only received 200 acres in Stamford, and praying for an addition thereto, he having been a great sufferer during the American War on

account of his attachment to Great Britain. Granted 500 acres in addition to the 200 he has received, which covers his claims on Frey's ticket and family lands. Referred to the Surveyor General for location.

Peter McBride, late a soldier in the 34th Regt: Petition stating that after his discharge from the said regiment, in which he served 18 years, he settled himself with his wife and 7 children in this Province; that he has received 400 acres of land as family lands and 100 acres part of His Majesty's bounty as a reduced soldier. Praying for the remaining 200 acres and any small addition thereto. Ordered a grant of 200 acres.

Captain William Mayne: Petition stating your petitioner to be a Captain-Lieut. in the Queen's Rangers and desirous of obtaining a small portion of land in the vicinity of York. Prays for lots Nos. 29 and 30 of the broken fronts A and B, Township of Scarborough. Ordered that it be granted.

Michael Phillips: Petition stating the petitioner to have purchased an improvement, No. 31, containing 200 acres, lying in the vacant land above Kingston, which he has much improved, which lot is entered on the map as school lot, and praying for the east side of the bay, together with the point which runs out in front where your petitioner's improvements lay. Ordered to be referred to the Surveyor General for enquiry.

4th August, 1795.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Alexander Grant, Peter Russell and Æneas Shaw.

Lieut.-Col. Campbell, of His Majesty's 24th Regt: Petition stating that your petitioner was actively employed as an officer during the war in America in various parts of this continent; that at the termination of the unnatural rebellion waged against His Majesty, your petitioner was unfortunately reduced upon half pay as a Captain and in order to re-instate himself in his profession, was under the necessity of purchasing an exchange upon full pay, to the material diminution of his private fortune. From these and other circumstances in a series of unremitting attention in the discharge of his duty to his King and Country, and, he trusts, with zeal and honour, more especially from a recent occurrence not unknown to Your Excellency wherein your petitioner, in a most critical situation, had the good fortune to acquit himself to the approbation of his superiors, and, he has reason to flatter himself, even to the satisfaction of his Sovereign, therefore prays His Excellency will be pleased to grant him such a quantity of the vacant land of the Crown as he may think proper. Resolved that 1200 acres of land be granted to Lieut.-Col. Campbell, of His Majesty's 24th Regiment. Resolved that 800 acres additional be granted to Lieut.-Col. Campbell as a mark of the sense which this Council entertain of the importance of the services rendered to the Province by his late judicious conduct when in command of the post at the Miamis. Resolved that the Surveyor General be directed to assign the same.

Oliver Nugent, Esq: Petition stating that your petitioner in behalf of a family of six children, natural born subjects of Great Britain who intend to become inhabitants of the Province of Upper Canada and form distinct settlements for themselves under the protection and patronage of your petitioner, earnestly solicit an individual grant of 1200 acres of land, and they will as in duty bound ever pray. Signed for and in behalf of the said family, Oliver Nugent. The names of the children are Robert, an officer in His Majesty's 20th Regiment; Nicholas, John, Barbara, Mary and Christian. Resolved

that the prayer of the petition be granted on the arrival of each of the within named family in the Province.

Oliver Nugent, Esq: Petition stating that your petitioner is a natural born subject of Great Britain and has had the honour of being engaged in some confidential situations under Government, that he is desirous of becoming an inhabitant of the Province of Upper Canada and forming an extensive settlement therein, having a number of persons actually engaged for that purpose and intending to embark forthwith for Europe to transport a large colony of peasants, artificers and others from thence, and prays he may have two townships. Resolved that a tract of land not exceeding 64,000 acres of land, including the reserves of the Crown and clergy, be reserved for Oliver Nugent, Esquire, and associates for the space of two years for settlers bona fide natives of Europe, agreeably to the prayer of the petition.

John Laughton, son of Captain Laughton, who for many years was commander of one of His Majesty's vessels on Lake Erie, prays for 1000 acres of land. Ordered he do receive a grant of 600 acres.

Joseph Edwards: Petition stating the petitioner to have resided many years in this Province and never to have drawn any lands, and praying for such quantity as the Council may grant him. Ordered he do receive a grant of 1200 acres, and referred to the Surveyor General for specification.

Daniel Howell: Petition stating the petitioner's father to have suffered severely during the late war, and that he expects his father with a numerous family, and prays for such grant of lands as the Council may think proper. Ordered that he do receive a grant of 200 acres.

Conrad Dorsheimer: Petition stating the petitioner to have been a settler in the Province for nine years. He has received but 100 acres of land and prays for any further grant of land, having a wife and four children. Ordered that he do receive a grant of 400 acres additional.

Christian Wilkie: Petition stating the petitioner to have lately arrived within this Province and praying for such quantity of lands as His Excellency shall think proper. Ordered a grant of 200 acres.

William Sheppard, George Leith and George Sharp, of Detroit, merchants: Petition stating that from the expected change of government therein and from their wish ever to be under the British Government and the losses they have sustained by their attachment thereunto, pray the Council to grant them a township. Ordered that each of the petitioners do receive a grant of 1200 acres of land.

Thomas Forsyth, merchant, of Montreal: Petition praying for 1200 acres of land. Inadmissible, not being a resident in the Province.

John Richardson, Esq: Petition praying for a grant of twelve hundred acres of land. Inadmissible, not residing in the Province.

Alexander Ellice, Esq: Petition praying for 1200 acres of land. Inadmissible, not being a resident in the Province.

Captain England: Petition stating the petitioner to have served during the whole of the American War and has since resided in Upper Canada for three years, and prays for such grant of land as the Council shall think proper. Ordered that he do receive a grant of 1200 acres of land.

James Latham: Petition stating the petitioner to have been a Surgeon's Mate and Surgeon from the year 1756 to 1777, and praying for such grant of lands as his rank and services may entitle him to. Ordered he do receive a grant of 2000 acres.

Joseph Forsyth, of Kingston: Petition praying for such grant of land as Your Excellency may think proper. Ordered he do receive a grant of 1200 acres.

John French: Petition stating the petitioner to have arrived in this Province last fall and is anxious to be a settler. Prays for such lands as Your Excellency may please to grant him. Ordered he do receive a grant of 200 acres of land.

John Forsyth, of Montreal: Petition praying for 1200 acres of land. Inadmissible, not being resident in the Province.

Miner Bradt: Petition stating the petitioner to be a discharged soldier in Col. Butler's Regiment and praying for lands for himself, his wife, the daughter of a loyalist, and three children. Ordered 300 acres for himself, 200 acres for his wife, and 150 for his children.

George Forsyth: Petition praying for 1200 acres of land. Ordered that it be granted.

Charles Man: Petition stating that your petitioner has been in the Province 8 years and never drawn any lands. Praying for a lot in the Township of Beverly. Ordered that it be granted.

Solomon Moore: Petition stating that he came into the Province in 1788, that he has considerably improved lots Nos. 11 and 12 in the 11th concession of the Township of Pelham, and on lot No. 6 in the 8th concession, which latter he was in some measure forced to go to for water, that he has never received any lands unless the annexed ticket of Mr. Frey's, therefore prays to be confirmed in the above mentioned lots. Granted, and referred to the Surveyor.

12th August, 1795.

At the Council Chamber, Newark.

Present: The Honourables Peter Russell, Chairman of Committee of Council; Alexander Grant and Æneas Shaw.

Hon. Peter Russell: Petition praying that lot No. 9 in the second row of the Town of York (having persuaded Mr. Robinson to give up his claim) may be assigned to him as the terms with respect to building thereon have been completed, and that lot No. 7 in the first row may be also assigned to him for the purpose of building thereon. Granted.

Miss Elizabeth Russell: Petition for lot No. 10 in the second row. Granted.

Joshua Pell: Petition stating the petitioner to be desirous of having lots Nos. 14 and 15, second concession Sugar Loaf East, which are at present in dispute. Referred to the Surveyor General to report upon.

Jonathan Pell: Petition stating the petitioner to have been a Captain of militia in New York during the war and that the petitioner has never received any lands. Prays for 3000 acres. Further states that he received in Nova Scotia 1500 acres, but resigned them. Ordered a grant of five hundred acres.

Hon. Richard Cartwright: Petition stating the petitioner's father to have drawn 500 acres of land as a Subaltern officer and received a military pension till 1783. Prays for the additional quantity of land which His Majesty has been graciously pleased to order to persons drawing lands as Subaltern officers. Inadmissible unless his possession of a commission be duly authenticated.

Charles Burch: Petition stating the petitioner to have served in Colonel De Lancey's Corps at New York during the war; that he has been in this Province 8 years; has a wife and eleven children, and praying for such grant of land as His Excellency shall think proper. Ordered a grant of three hundred acres.

John McEuen: Petition stating the petitioner to have come into this Province in 1786 and received 300 acres of land, on which he has expended £1,600, and praying for an additional grant of land, having three sons. Ordered a grant of three hundred acres.

Hazelton Spencer, Esq: Petition stating your petitioner's father was a commissioner during the late troubles in America and received the pay of a Captain; that as Your Excellency's beneficence has in some few instances, as your petitioner has heard, been extended to the heirs of some respectable loyalists, petitioner asks as a matter of grace and favor that Your Excellency would be pleased to grant him such a quantity of land in respect to his father as in his wisdom may see fit. Referred for His Excellency. Inadmissible.

Alexander Campbell, Esq: Petition stating the petitioner to have obtained a grant of land near the reserved land of the Crown and praying that the surveyor of the district may run a line separating his lots from those belonging to the Crown. Ordered to be run by the Surveyor General.

Thomas Colpitts: Petition stating the petitioner to have engaged with the persons who have obtained a grant of the Township of Murray; that he has sent on some settlers, and praying that the time for the settlement thereof may be enlarged. Inadmissible in as much as an advertisement in the American Minerva, published at New York May 11th, is in direct violation of the King's instructions as made public in the proclamation of Lieutenant Governor Simcoe at Quebec, and of every communication which has been held with Mr. Watson, Mr. Prior, or Mr. Colpitts on the subject, and the township may be deemed vacant and will be granted to other applicants.

John Coltman: Petition stating the petitioner to have been a Sergeant in Sir John Johnson's Corps; that he also served in His Majesty's navy and at the siege of Quebec; that he has received 200 acres of land and prays for such further grant as the Council shall think proper. Ordered 300 acres in addition to make up his Sergeant's proportion.

Benaiah Williams: Stating to have been nine years in the Province. He has a wife and three children and never drawn any lands owing to his having been employed in Mr. Burch's mills, and praying for lots Nos. 90 and 113 in the Township of Thorold. Ordered a grant of 400 acres of land and referred to the Surveyor General for the specification prayed for.

Samuel Adams: Petition stating the petitioner to have served His Majesty in different capacities and praying for land. Referred to His Excellency.

Jeremiah French, Esq: Petition stating the petitioner to have served as Lieutenant in the King's Royal Regiment of New York, and having drawn but 200 acres of land, prays for the residue due to him. Ordered eighteen hundred acres to complete his quantity as a Lieutenant.

Storts Overholt: Petition praying for lands for himself and family lands for his wife and six children. Granted provided it does not appear that he has received any.

Stephen Miller, Corporal in the Royal Regiment of New York: Petition stating the petitioner to have served His Majesty as a pilot to the loyalists and afterwards as a private in the Westchester refugees, and has been wounded several times and lost an arm. Prays for such grant of lands as his services may entitle him to, having never drawn any bounty lands. Ordered 400 acres of land in consideration of his wounds in addition to what he may already have received.

Timothy Johnson, Surgeon at Cornwall in the Eastern District: Praying for 1200 acres of land. Ordered a grant of 400 acres.

Capt. Peter Hare, of Butler's Rangers: Petitioner praying for his lands as Captain, having never drawn any but 200 acres which he has taken as family lands. Referred to the Surveyor General to know if any lands have been granted the petitioner as Captain.

Thomas Martin: Petition stating to have served in His Majesty's navy near five years, that he has been nine years in this country with his wife and six children, and has received 100 acres only, that he received Mr. Frey's ticket for 300 acres which he has lost. Prays for a grant of land and for the lands his family may be entitled to. Ordered a grant of 200 acres.

Hazelton Spencer, Esq: Attended and prayed the Council would be pleased to order the out lines of the Township of Haldimand to be surveyed. Ordered.

Philip Butler: Petition stating that he served as a seaman in the Marine Department and had received 200 acres of land, and praying for a further grant of 100 acres. Rejected.

John Cole: Petition stating the petitioner to have been in the Province nine years, and praying for 400 acres of land. Ordered a grant of 200 acres.

John Collins: Petition stating the petitioner to have settled on a lot of land on the River Thames which Mr. Allen has deprived him of, that he was a soldier in the 71st Regiment, and praying for the quantity of land to which he may be entitled to near the River Thames. Ordered a grant of 200 acres.

Abraham Deforest: Petition stating the petitioner to have served in Sir John Johnson's Royal Yorkers during the late American War, that he has received 200 acres of land, and praying for an additional grant. Ordered a grant of 100 acres in addition.

John Askin, Esq: Petition stating the petitioner to have been a firm loyalist and praying for such quantity of land as to the Council may seem proper. Ordered a grant of 1200 acres of land.

John Walterhouse: Petition stating the petitioner's wish to settle in this Province, and praying for a grant of land. Ordered a grant of 200 acres.

Jacob Bowman: Suffered most severely by his attachment to the British cause during the American War, and afterwards served in Col. Butler's Rangers, and prays for lands for himself, his wife and nine children, in addition to the 400 acres already received. Ordered that it be granted.

Henry Bowman, a private in Col. Butler's late Corps of Rangers: He is married, has a wife and three children, and has only drawn 100 acres of land. Prays for 200 acres in his own right and 200 in that of his family. Ordered that it be granted.

Abraham Bowman: Served in the Royal Regiment of New York, has been settled since the conclusion of the American War in this Province, has a wife, the daughter of a loyalist, and three children, and has drawn 300 acres of land. Prays for the residue that may be due to him. Ordered that it be granted with respect to his wife if she appears to be the daughter of a loyalist.

Alexander McTavish: Served His Majesty in the 74th Regiment as a private, and never having drawn any land, prays for 300 acres. Ordered that 200 acres be granted.

Francis Waddell: Petition states the petitioner to have drawn 200 acres of land and praying for an additional grant of 200 acres. Inadmissible.

Joseph Lutes: Has been long resident in this Province but never to have received any lands. Prays for an allotment. Ordered a grant of 200 acres.

Archibald Flaught: Petition stating the petitioner to have been a soldier in the Indian Department; that he has a family consisting of a wife and six

children, and praying for such lands as he may thereby be entitled to. Ordered a grant of 400 acres.

Ross Lewin, Lieut. of the 5th Regt: Served His Majesty fifteen years but from his military prospects being blighted and having lost a hand, wishes to become a permanent settler in this Province and prays for 1200 acres of land. Ordered that it be granted on the terms of former grants to officers provided he becomes a bona fide settler in the Province.

John Philips: Served as a soldier in Sir John Johnson's Regiment, received 200 acres of land, and prays for the remaining 100 acres. Granted conditionally.

John Maracle: Was a Sergeant in Col. Butler's Rangers; married the daughter of a loyalist; has received but 150 acres of land, and prays for his own and family lands. Granted conditionally.

Major Shank: Praying for the remainder, or one thousand acres of his military lands in the Township of Murray and near the Carrying Place. Inadmissible in that township.

Bulah Millard, widow of Isaiah Millard: Has come into this Province in the year 1784; her husband located 200 acres of land; she has now living seven sons, and prays for a grant of land for her family. Ordered a grant of 300 acres for herself and five children brought with her into the Province.

Naomi Millard, widow of Jesse Millard who served in His Majesty's 84th Regiment: He located 100 acres of land. Prays that she may receive the remainder to complete the 300 acres her husband was entitled to and likewise 50 acres for herself. Ordered that it be granted.

Paul Arville: Wishes to become a settler, and prays for a grant of land. Ordered a grant of 200 acres.

G. A. Bowman, late of Butler's Rangers: Has a wife and nine children and has only drawn 200 acres of land. Prays for such further quantity of land as from the premises he may be entitled to. Ordered 100 acres in addition as a soldier, and five hundred acres for his wife and nine children.

William Lyons: Served in the 29th Regiment and 8th Regiment; has been a resident in this Province since 1783; has a wife and five children and has received 400 acres of land. Prays for family lands. Ordered a grant of 200 acres to make up his family lands he may be entitled to.

Christopher Culps: A firm loyalist, came into this Province after the late American War, has a wife and nine children. Prays for five hundred acres of land. The petitioner not entitled to family lands but in consideration of the largeness of his family, who are almost all daughters, ordered that he shall have a grant of 400 acres in addition.

William Johnston: Served His Majesty in the late war as Lieutenant in the Indian Department. Prays for the quantity usually allowed to Subaltern officers and to be granted to him at or near Long Point. Granted. For location referred to the Surveyor General.

Benjamin Crumb: Arrived in this Province in the year 1776, and after remaining some time in the Indian Department served 7 years in Butler's Rangers; has received 200 acres of land, has made great improvements; has a wife, the daughter of a loyalist, and three children. Prays to be confirmed in his improvements and for any further grant His Excellency may think proper. Ordered the prayer of the petition granted, and referred to the Surveyor General and 100 acres to complete his military land, and 200 acres for his wife.

Samuel Thompson: Prays for a town lot at Newark. Granted on the usual conditions.

John Chaterton, late a soldier in Col. Delancey's Corps of Refugees: Took an early active part in the late rebellion in America, frequently at the hazard of his life; received at different times six wounds, one of which caused the loss of his left arm near the shoulder. Has never received any land and prays for a grant of 1000 acres in the Eastern District. Ordered a grant of 400 acres.

The Acting Surveyor General attended the Council, showing a sketch of the subdivision lines of the Township of Cornwall, with a report on a petition from certain inhabitants of the great inaccuracy of their lines being run and praying for relief. Resolved that a magistrate's certificate in future accompany all applications for family lands, certifying that the person so applying came into the Province before the year 1787 and specifying the number of the family.

14th August, 1795.

The Council Chamber, Newark.

The Council met. Present: The Honourables Peter Russell, Alexander Grant and Æneas Shaw.

Mr. Russell having informed the Board that one Harmer from the States, who calls himself a relation and partner with a Mr. Watson, the grantee (as he says) of the Township of Blenheim, came into this Province in May last and without presenting himself at the Surveyor's or Council office, or taking the Oath of Allegiance, has seated himself down in Watson's township and is building a mill thereon. The Board beg leave to recommend to Your Excellency that no person whatsoever be permitted to settle in this Province before he has taken the Oath of Allegiance and subscribed to the Declaration, and afterwards obtained an assignment from the Surveyor General or one of his deputies.

George Lawes, Junior: Has been employed seven years in this Province by the Engineers and Surveyors. Prays for such portion of land as the Council may think fit. Ordered a grant of 1200 acres.

James Donaldson, Sergeant in the 8th Regt. for 20 years: Prays for lot No. 11 on the north side, River Thames. Ordered to lie over.

David Burns, Esq: Claims to be entitled to 1000 acres of land, the residue of land due to him as serving as Surgeon in America last war. Prays for lots Nos. 16 and 15, second concession, west side of Yonge Street, and lots Nos. 12, 13 and 14, third concession, west side. The Committee are humbly of opinion that the officers and staff of all the regiments that served in America and were disbanded at the peace are entitled to partake of His Majesty's bounty with respect to lands, and as the same proportions which were granted to the 84th Regt. have been since extended by this Government to officers of other reduced corps, they recommend that the prayer of Mr. Burns be granted, if the lots petitioned for are vacant. Ordered to specify in what respect he is entitled to land for services during the late war. Inadmissible as a claim of right; the petition must be differently worded. Inadmissible as to location, actual settlers being wanted in that township.

James McClellan, a soldier in Lieut. Butler's Corps during the war: Received 200 acres of land. Prays for the residue due to him and for land for his family consisting of a wife and six children. Ordered that the same be granted as it appears by certificate he is entitled to family lands.

Peter Miller: Has been in this Province nearly 8 years, improved 50 acres held by ticket from Mr. Frey, lot No. 2, second concession 9th township. Prays to be confirmed therein; and for an additional grant. Ordered that it be granted if the Surveyor General sees no objection and 200 acres in addition

to the 50 acres he possesses, which are to cover Mr. Frey's ticket and all other claims.

Antoine Chevalier de Neverville, 2nd Lieut. and Mate in the Marine Department on Lake Ontario: Served for four years and more as volunteer during the American War, on Lake Ontario and Lake Champlain, and now serving as 2nd Lieutenant on Lake Ontario. Prays for such lands as he may be entitled to. Referred to His Excellency.

John Uddle: Served five years in the 26th Regiment and praying for such lands as he may thereby be entitled to. Ordered a grant of 200 acres.

Conrad Hotherham: Says that he has built a dwelling house in the Township of Barton on No. 18, which has been assigned to one Bradt. Prays that he may be confirmed in the lot which he has improved. This petition to be heard again, and John Bradt to be ordered to attend on Tuesday.

Nathaniel Haynes: Served in Butler's Rangers, and received His Majesty's bounty of 300 acres of land. Prays for family lands for his wife and four children. The petitioner not entitled; having married and gotten children subsequent to his coming into the Province.

Jacob Moore: Received 200 acres of land; has a family, and prays for an additional grant. Granted when his son shall be of age.

Robert Pilkington, Esq: Claims to have made considerable improvements on lands which have been granted to him at or near Newark. Prays the Council to grant him a very few acres of wood land beyond the military line and adjoining to what has been granted to the Hon. Peter Russell. Inadmissible.

Joseph Haines, Jun: Is the son of a loyalist who came in during the war. Prays for land. Ordered a grant of 200 acres.

Elizabeth Stapleton, widow of the master carpenter of the Engineer Department: Prays for land for herself and family. This has been certified by the Commanding Engineer. Ordered a grant of 200 acres.

Joseph Clement, Lieutenant in the Six Nation Indian Department during the whole of the war with America, has located 1600 acres of land in the Township of Benbrook, as will appear by the map of the township. Prays to be confirmed therein. Ordered to be granted and referred to the Surveyor General.

Titus Doan: Came into this Province in 1787, with his wife and seven children. Has never drawn any land. Prays for land for himself and family. Ordered a grant of 400 acres as family lands, and 200 acres for himself if it does not appear by the Surveyor's books that he has received any.

Seymour and Hunter, merchants: Pray for a water lot at Kingston. Ordered to be granted and referred to the Surveyor General.

Archibald Fairchild: Prays for a water lot No. 24 in the Town of Kingston. Ordered to be referred to the Surveyor General.

Adrian Bradt: Has been a resident in this Province for ten years, has drawn only 100 acres of land, and prays for lands for himself and family. Ordered 100 acres in addition; not entitled to family lands.

Cornelius Pollock: Prays for lands for himself, having never drawn any, and for lands for his wife, the daughter of a loyalist. Ordered a grant of 200 acres.

Albert Haner, late a soldier in Butler's Rangers: Has received His Majesty's bounty of 300 acres, and prays for 450 acres more for his wife, a loyalist, and five children. Referred to His Excellency. Inadmissible.

John McGregor, merchant of Detroit: Prays for 1200 acres of land. Referred to the Surveyor General for enquiry whether he has any lands.

John Symington: Resident in this Province a great number of years. Prays for 1200 acres of land, having never drawn any. Ordered a grant of 1200 acres.

Lieutenant Edmund Henn, of the 24th Regiment: Served during the American War in the 37th Regiment, and praying for lands as a reduced officer. Inadmissible; unless he becomes a bona fide settler.

William Mills: A Captain of a merchant vessel on Lake Erie. Prays for some of the vacant lands of the Crown on the River Thames for the purpose of ship building. Ordered a grant of four hundred acres, and referred to the Surveyor General.

Robert McDougal: A reduced officer of the 8th Regt. Served also in the war of 1763, and prays for 3000 acres of land his father was entitled to. Rejected.

Thomas Little: Has been settled in the Province four years. Prays for lot No. 2 south side of the River Thames. Referred to the Surveyor General.

Elizabeth Hare: Her father was a Captain in His Majesty's service and was killed at Fort Stanwix in 1777. Prays for such portion of land as the Council shall think proper. Referred to His Excellency.

Angelique Andrews: Her father served as Commodore and was lost on Lake Ontario. Prays for 1200 acres of land. Ordered to be granted.

Francis Crooks, merchant at Newark: Prays for a portion of land. Ordered a grant of 1200 acres.

James Crooks, brother to Francis Crooks: Prays for land. Rejected.

William Crooks: Prays for land. Rejected.

Christopher Robinson, Esq: Prays for 1200 acres of land for his wife and four children. Ordered that it be granted.

James Clarke, Junior, Esq: Prays for a grant of land. Ordered a grant of 1200 acres.

Patrick Crookshanks, a discharged soldier of the artillery: Prays for land. Ordered 200 acres if he has never received any.

David Robertson, of Detroit: Prays for lot No. 7, front of the 2nd township north side of the River Thames. Ordered 200 acres if he has not received any lands, and referred to the Surveyor General.

Daniel Rose, Archibald Thompson, James Park and John Chisholm: State that they served many years in the American War without any emolument whatsoever. Pray for family lands for their wives and children. The truth of this petition is certified by Col. Butler and Major McDonell. The Committee having revised this petition and taken into consideration the services and families of the petitioners, recommend to Your Excellency to grant to each of them 300 acres in addition to the lands they may have received. Ordered that it be granted.

James Fleet: Served during the last war for the space of nine years. The last ten years of his life have been occupied in the King's service on the Upper Lakes. Prays for 2000 acres of land. Referred to His Excellency.

Walter Roe, Esq., Clerk of Peace for the Western District: Served His Majesty as a midshipman in the Royal Navy from 1779 to the conclusion of the war, since which time he has been resident in this and the Lower Province. Prays for 2000 acres of land on the River Thames, and a town lot in the reserve at Chatham. Ordered a town lot.

The following petitions for town lots in Newark were read:

Samuel Thompson, John Clement, Causon Chorus, No. 367; Joseph Clement, John Sweep, No. 310; Samuel Leach, No. 162; Arnold Haughman, No. 223; Jacob Ball, No. 360; John Ball, No. 334; George Ball, No. 359; Peter

Ball, No. 358; Joshua Hunt, No. 224; John McEwen, No. 224; Jeremiah Donivan No. 181; Jacob Ball, Junior, No. 335; John Brooks, No. 97; Adam Hutt, No. 336; Isabella Ford, No. 239; Peter Bradt, No. 242; Seymore Lake, No. 208; Jacob Ball, Junior, No. 333; Thomas Lake, No. 161; James Clement and Lieut. A. Butler, No. 337.

Ordered that these petitions be granted on the usual conditions, and be referred to the Surveyor General.

John McGill and Benjamin Canby: At a very great expense erected a grist and saw mill near the Chippawa, and finding that the 21 years' lease allowed them will not be time sufficient to indemnify them, pray for a grant of the fee simple of their tenure, or a lease of ninety-nine years. Granted, and referred to the Attorney General for the mode of conveyance.

18th August, 1795.

Council Chamber, Newark.

Committee of Council. Present: The Honourables Peter Russell, Chairman; Alexander Grant and Æneas Shaw.

Miss Elizabeth Russell: Accompanied by her brother, the Receiver General of this Province, in 1792, and being desirous of becoming a permanent settler, requests His Excellency to grant her 1200 acres of the waste lands of the Crown which she conceives herself to be in a capacity of improving to the benefit of the colony and His Majesty's service. Ordered that it be granted.

Donell McDonell, merchant of Kingston: Has been long resident in this Province; prays for 1200 acres of land, and as a part of it, for a certain tract to which he purchased an officer's right, near Kingston. Ordered that the prayer of the petition be granted and referred to the Surveyor General for the specification prayed for.

William Dunbar: Bought of John Gardner lot No. 1 in the Township of Fort Erie, a favourable spot for a mill; was at great expense in cutting through a solid rock to supply the mill with water; the unexpected decrease of the lake water soon deprived him of his labours and left him so involved in debt that his creditors took from him the farm, but in consideration of his great labour and expense, left him the mill and scite which he now humbly prays His Excellency to confirm to him independent of the lot No. 1. Recommended to His Excellency to grant the prayer of the petition so far as related to the mill and scite.

John Gardner: Received a grant of 200 acres of land and prays for a further grant, and for family lands for his wife and five children. Ordered that he shall have a grant of 400 acres, being 350 for family lands and 50 acres in addition to the 200 he has received. Referred to the Surveyor General who is to be directed to take care that the broken fronts of the lots assigned to Gardner do not interfere with the mill built and occupied by William Dunbar.

Alexis Maisonville: Purchased an isle called Isle aux Peches, and prays he may receive a grant of the same. The Committee cannot recommend this, but refers it to the Receiver General for a lease.

Allen McNabb, Lieut. of the late Queen's Rangers: States that his wife's father was a Captain of the Port of Quebec, and is desirous in right of his wife of locating in this Province such lands as are allowed to Provincial Captains. The Committee cannot recommend the prayer of this petition.

Richard Springer, a soldier in Butler's Corps: Received 300 acres of land as a disbanded Ranger. Prays for lands for his wife, the daughter of a loyalist

(U.E.) and four children. Ordered a grant of 200 for his wife, but not entitled to family lands, his children being young.

John Claus: A Corporal in Butler's Rangers; suffered by his attachment to the British cause; received 300 acres; and prays for lands for his wife, the daughter of a loyalist. Ordered that he shall have 200 acres in addition, and 200 acres for his wife.

Peter Benville: Served in the Marine Department; received 200 acres as appears by certificate. Prays Council to allow him to locate them in some other place, and to transfer the assignment before the grant is made out. Inadmissible.

Jacob Moore: Received 200 acres of land, at a considerable distance from each other, in separate lots on which he had made great improvements. Prays for 200 acres in addition. Ordered that the prayer of the petition be granted.

Frederick Burger, a discharged soldier of the 34th Regiment: Prays for a grant of land, having never received but a few acres on which he has made improvements. Ordered a grant of 200 acres including his improvements. Referred to the Surveyor General.

Thomas Millard, Senior, miller: Received 200 acres of land; has been a settler in the Province since 1777; prays for a further grant. Ordered 200 acres in addition in consideration of his being so long resident in the Province.

Daniel Millard, Esq., J.P.: Married the daughter of a loyalist. Prays for a grant of land for himself, his wife and five children; having received but 200 acres. Ordered that the petitioner shall have a grant of six hundred acres for himself and 200 acres for his wife.

John Gustin: Settled in the Province eight years; has only located 160 acres of land and, having a wife and five children, prays for a further grant. Ordered that the petitioner shall have 200 acres in addition and 200 acres as family lands, he having brought a wife and children into the Province.

Robert Couchlin, late of Butler's Rangers: Received 200 acres and prays for the residue. Ordered 100 acres in addition.

Arnold Hagarman: Served with the Hessian troops in British pay, was captured with the army under General Burgoyne. Afterwards was a non-commissioned officer in Butler's Rangers. He married the daughter of a loyalist and has taken up only 100 acres, and prays for the four hundred acres due to him and two hundred for his wife and children. Ordered a grant of 400 acres to make up the quantity he is entitled to as a Sergeant provided he produces a certificate of his being one. Referred to the Surveyor General to report if he has received more lands than he states.

Isaack Volick: Served as a private in Butler's Rangers; has located 300 acres of land, and prays for land for ten children which he brought into this Province. Ordered a grant of 500 acres as family lands.

James Meddaugh: Served in the American War with Captain Brant, and from having been employed on his father's farm has never received any grant of land for himself. He now prays for land. Ordered a grant of 400 acres.

Richard Slingerland: Served in Butler's Rangers, has drawn 200 acres of land, and prays for family lands for his wife, the daughter of a loyalist. Ordered 100 acres to complete his military land; his wife does not come under the description of a loyalist.

James Crawford, a discharged soldier of Butler's Rangers: Has received 200 acres of land, and prays for the residue. Ordered 100 acres to complete his military lands, and referred to the Surveyor General.

Elizabeth Darling: Has four children by a former husband, who left them most distressed. Prays for a grant of land for their support. Ordered a grant of 200 acres.

Elijah Doan: Settled on 200 acres previous to the lines being run out, which he now finds to be in four different lots. Prays to have these lots confirmed to him. Ordered the prayer of the petition granted, provided it does not interfere with any other right, and referred to the Surveyor General.

John Flaught: Received 200 acres, and prays as a loyalist for a further grant. Inadmissible.

Jacob Bessey, a private in Butler's Rangers: Has received 200 acres, and prays for the residue. Ordered 100 acres to complete his military land.

Robert Brooks: Has been nine years in the Province, has settled, by virtue of a Land Board order, on lots Nos. 163, 164 and 165 in the Township of Stamford, and prays to be confirmed in these lots. Ordered to be granted, and referred to the Surveyor General.

17th August, 1795.

At the Council Chamber, Newark.

Committee of Council. Present: The Honourables Peter Russell, Alexander Grant and Æneas Shaw.

Alexander McKee, Esq: Is desirous of obtaining for himself and his friends town lots in the Town of Chatham, and prays for eight lots to be granted to the under mentioned persons:

Colonel McKee, 1 lot; Thomas Duggan, 1 lot; Lieut. Thos. McKee, 1 lot; George Ironside, 1 lot; Capt. Mathew Elliott, 1 lot; Ranauld McDonall, 1 lot; Prideaux Selby, 1 lot; and Thomas Alexander Clarke, 1 lot. Ordered that the prayer of the petition be granted.

Prideaux Selby: Has had an appointment conferred on him which enables him to become a permanent settler in this Province. Prays for 1200 acres of land, or such portion as the Council shall seem proper to be granted him. Ordered a grant of 1200 acres.

Jacob Ball, Sen., a Lieut. in Butler's Rangers: Has received 600 acres of land in the Township of Grantham and 200 acres on the Four and Three Mile Creeks in the Township of Newark. Prays for the remaining 1200 acres which may be due to him as Lieutenant; also, that never having applied for any land for his wife and family, he humbly prays that a small addition for family lands may be allowed him. Ordered that 1200 acres be granted to complete his military lands, and his family lands for his wife and six children. Referred to the Surveyor General.

Jacob Ball, Jun., son of the former petitioner: Has received 150 acres of land in the Township of Thorold, whereon he lives, which he has considerably improved. He has a wife, the daughter of a loyalist (U.E.) and five children, and prays for family lands and for a small addition for himself. Ordered that 500 acres in addition be granted, of which 200 acres are to be considered in right of his wife.

George Young: Has resided in this Province and Newfoundland since 1774. Served under Colonel Pringle of the Engineers, and in many other military capacities; adduces certificates of character. Prays for a grant of land, having a wife and five children. Ordered a grant of six hundred acres.

Peter Tenbrook: Served as Captain in Butler's Rangers; has located but a small quantity of land; and prays that the residue due to him may be granted, as a part of which he prays for certain specific lots already inserted for him in

the Surveyor General's office. Ordered a grant for the balance of lands due to him as Captain. Referred to the Surveyor General.

Jacob Tenbrook, son of the former petitioner: Prays for 1200 acres of land. Ordered to be granted.

The Rev. Mr. Addison: Prays the Council to grant him a certain spot of land the property of one Snow, now deceased, and in consideration thereof will administer the estate of the said Snow. The Committee does not conceive that the prayer of this petition comes within their Province.

Isaac Vrooman: Has taken possession of lot No. 9 on the Chippawa River and has expended nearly thirty pounds thereon, but another person now claims it. He prays to be confirmed in this lot which he has improved. Ordered to be referred to the Surveyor General to report by what authority the disputants have possessed the land prayed for.

David Sutherland: Served as a Lieutenant in Butler's Rangers, and prays for land as a reduced officer. Ordered to lie over to Wednesday.

William Jarvis, Esq., Edward Jessup and Edward Jessup, Jun: Pray to settle the Township of Cambridge, and to have the remainder of the township confirmed to them after the following persons shall have received the proportion of land due to them as reduced military officers: Edward Jessup, 4000 acres; Edward Jessup, Jun., 1400 acres; Archibald Thompson, 2000 acres; and Alexander Fraser, 2000 acres. The Committee cannot recommend the prayer of this petition.

John Backhouse: Received an Order of Council for 600 acres of land, and prays to locate them on Long Point. Ordered that the prayer of this petition be granted.

John Muirhead: Resides with Hon. Mr. Hamilton of Queenstown, and wishes in the course of time to become a settler in this Province. Prays for lands. Inadmissible.

David McFall: In behalf of his two orphan nieces whose father was killed in the King's service at New York, prays for a grant of 500 acres. Ordered that the two nieces, Ally and Mary McFall, have 200 acres each.

Major John McDonell: Prays for two townships. The Committee cannot recommend the prayer of this petition.

Major John McDonell: States that his father was entitled to a residue of 2000 acres as a reduced officer in Sir John Johnson's Regiment, and prays that as his heir he may receive the same. Ordered that whatever quantity of land may appear to be due to Captain Alexander McDonell of the King's late Royal Regiment of New York, that quantity may be granted. Referred to the Surveyor General.

Captain John McDonell: A reduced Captain of Butler's Rangers, prays for the residue of lands due to him. Ordered that the quantity of lands due to the petitioner as a Captain be granted. Referred to the Surveyor General to be located in the Eastern District.

John Cane: Possessed of lot No. 25 in the Township of Newark, which was formerly granted to the late James Fitzgerald, the certificate of which was lost with him when drowned. Prays the Council to order the petition to be confirmed. Ordered to be granted; and referred to the Surveyor General.

Cornelius Van Alstine: States he has never received any land, and prays that the rear part of lots Nos. 15 and 16, fifth concession of Adolphus Town, may be granted to him as the certificates originally given for them have been returned to the Deputy Surveyor General's office at Quebec unassigned. Ordered to be referred to the Surveyor General to report upon.

Eliamor Rose: States that she is the mother of seven children and wife of Daniel Rose, who served in Jessup's Corps during the American War, the daughter of Alexander Campbell, a loyalist (U.E.) and praying for 200 acres of land. Granted and referred to the Surveyor General.

John McKay, merchant of Newark: Has received 200 acres of land at York which he has improved, and prays for a further grant. Ordered a grant of one thousand acres in addition to the 200 he has received. Referred to the Surveyor General.

John Hayner, a private soldier in Butler's Regiment: Has received 300 acres but never any family lands. Ordered that family land for his wife and four children be granted to him.

Christian Bradt: Received 100 acres, and prays for family lands for his wife and five children. Ordered 100 acres in addition, and when he produces the requisite certificate of his wife being the daughter of a loyalist, 200 acres more for her.

Allen McDonell, a Sergeant in Butler's Regiment: Received 400 acres of land. Prays for the residue of land due to him. Further states that he is settled on Patterson's Creek, and prays to be confirmed thereon, and also for family lands. Ordered a grant of 100 acres to complete his military lands, and 150 acres as family lands for a wife and two children. Referred to the Surveyor General for the assignment he prays for.

John May: States that his father served seven years in Butler's Rangers. Prays for 200 acres. Ordered the prayer of this petition be granted.

Peter May: Has received 150 acres of land, has a wife and three sons. His wife's father served in Butler's Rangers. Prays for 400 acres. Ordered 100 acres for himself. He must bring proofs of his wife being entitled.

Ronald McDonell: Has been many years resident in this Province and often served as a volunteer during the continuance of the war under Col. McKee, by whom he is recommended. Prays for 1200 acres of land. The Committee is not sufficiently acquainted with the petitioner's merits to recommend the prayer of this petition.

Richard Hatt: Is engaged in mercantile business with Mr. McKay, and prays for a grant of land, having never received any. Ordered the petitioner to be granted 400 acres of land.

William Mills, master of a merchant vessel: Prays for a town lot at Chatham. Ordered to be granted.

Charles Depue, a soldier in late Col. Butler's Rangers: Prays for 100 acres to complete the quantity he is entitled to as a soldier and 200 acres for his wife, the daughter of a loyalist, entitled to His Majesty's bounty; also for family lands having a wife and five children. Ordered that the prayer of this petition be granted in all its parts except for family lands, as he was married and his children have been born since his residence in this Province.

Read another petition of Charles Depue: Stating that to relieve the distresses of his father he bought from him, under the sanction and with the consent of the Land Board, lots No. 5 in the 1st, 2nd and 3rd concession, and No. 4 in the 4th concession of the Township of Barton, for which he paid to Hon. R. Hamilton a debt of his father's of two hundred pounds York currency, and paid into his father's hands one hundred and eighty-six pounds York currency more, as appears by documents annexed to the transfers authorized by the Land Board said to be with the Attorney General. Prays said lands may be secured to him by a grant under deed in his own name, to guard against the evil design of his father who, by the counsel of ill-advisers, is endeavouring

to oust him from said lands. Ordered that the Attorney General be directed to take such measures as may secure the petitioner in the tenure of the lands he prays for.

Coleman Roe: Has been in the naval service a number of years, has made an improvement on lot No. 23, first township north side the River Thames, prior to the survey; has since been at a considerable expense improving the same; and prays that it may be confirmed to him. Ordered to be referred to the Deputy Surveyor General.

Richard Pollard, Esq., Detroit: States that on his arrival in Canada in the spring of '75, he immediately took up arms to repel an invasion; that he served the office of Sheriff, Returning Officer, and Postmaster, of the Western District without a salary since '82. Prays for one thousand acres of land on the River Thames, 5th township, lots Nos. 11 to 15. Ordered to be granted, and referred to the Surveyor General.

JOHN SMALL, C.E.C.

19th August, 1795.

At the Council Chamber, Newark.

John Baptiste Bouchette, Senior Naval Officer on Lake Ontario: States that he has received 1200 acres of land, and prays that the same quantity may be granted to him as the late Commodore Beeton, there being but one day's difference in their commission. Ordered the petitioner 1800 acres to complete 3000 acres, being the quantity the Committee judge him entitled to.

Captain James McDonell, in Sir John Johnson's Regt: Prays (as heir-at-law to his deceased brother, Captain John McDonell) for 3000 acres of land to which his brother was entitled. The Committee cannot recommend the prayer of this petition which, if granted, would equally entitle the heirs of those officers killed at Bunker's Hill to grants of land.

Elizabeth Van Every: The widow of a Lieutenant in Butler's Rangers, who was killed in 1781, and who left one child. She has never drawn any lands for herself or in right of her late husband; prays for such quantity as the Council shall seem meet. The Committee cannot recommend to its full extent, for the reasons given in the report on Captain James McDonell's petition, but in consideration of the circumstances stated, orders that 1200 acres be granted for the support of the petitioner and her son.

Adam Vrooman, Sergeant in Col. Butler's Corps: States that he is heir to his brother, who was also a Sergeant in the same corps; prays for the residue of land for himself and for the land his brother was entitled to. The Committee cannot recommend the prayer of this petition, the petitioner having already received the land due to him as Sergeant.

James Wilson: States that he has drawn 450 acres of land on which he has made considerable improvements, and prays for a further grant of land to make up 1200 acres. The Committee cannot recommend the prayer of this petition.

Peter Thompson: Received 200 acres as a discharged soldier of Butler's Rangers, has been settled since the reduction of that corps, with his wife, in this Province; and prays for land. Ordered that one hundred acres be granted in addition, to complete his military land; and also 200 acres in addition, as being an old settler. Referred to the Surveyor General.

Edward Wright, Quarter-master of the Queen's Rangers: Prays for a town lot at Newark. Ordered to be granted on the usual conditions.

Lewis Maybe, a Sergeant in Butler's Rangers: Has drawn 200 acres of land, and prays for the remaining 300 acres; also lands for his son. Ordered a grant of 300 acres to complete his military lands. (Confirmed to him 18th December, 1805). If his son has anything to ask, he must come forward in his own person.

Hannah McCarty, a widow: Prays for lands to support herself and six children. The petitioner to bring a magistrate's certificate in support of her prayer.

David Van Every, a Sergeant in Butler's Rangers: Received 200 acres of land; prays for the remaining 300 acres to complete his bounty. He has a wife, the daughter of parents who were in the lines during the war, and seven children. Prays for family lands. Ordered 300 acres to complete his military lands; 200 acres for his wife, the daughter of a loyalist; and 100 acres for his two children born before 1783.

Charles Green: Has been in the Province since 1786; received 200 acres; prays for family lands, having a wife and 5 children. The petitioner is not entitled to family lands but in consideration of the largeness of his family, ordered 200 acres in addition.

Crispus Strowbridge: Received a ticket from Mr. Frey for five lots and a half and afterwards for 100 acres, but the Land Board having declined to confirm the ticket, he prays to be confirmed therein. Has a wife and 12 children, nine of whom are at present with him. Ordered two hundred for himself, and five hundred for his wife and nine children.

Hart Smith, a soldier in Barton's Corps: States that he has received 200 acres, and has a wife and five children, four of which came in before 1787. Prays for a further grant and for family lands. Ordered a grant of 200 acres in addition.

Mathew Buggener: States that he has suffered most severely by his loyalty. Has been in the Province since 1786, has a wife and ten children; and never received but 250 acres. Ordered a grant of 550 acres for family lands on his producing the required certificate.

William Pew: Settled upwards of eight years. Received 200 acres of land only, in the Township of Stamford; has a wife and four children, and prays for a further grant. Ordered 100 acres for his wife and one child brought with him into the Province on his producing the required certificate.

George Adams: Has been resident in the Province some time and now carries on a considerable tannery. Has never taken up any land. Prays for a grant. Ordered a grant of 400 acres.

John Aber: Served His Majesty in the last war, and has been in this Province. Prays for a grant of land having never received any. Ordered a grant of 300 acres.

Martin Everit: Received and improved 200 acres of land which were sold to discharge his debts. By a number of misfortunes is reduced, and prays for a grant of 400 acres to enable him to support his wife and children. Ordered 400 acres be granted which covers all claims for family lands and former tickets.

Andrew Jones, and others as heirs and in behalf of the late James Jones of Butler's Rangers who received 300 acres for himself and 100 acres for his family lands; prays for the residue due to his father who brought into this Province a wife and 8 children. Ordered a grant of three hundred acres to complete the family lands his father was entitled to, on producing the requisite certificate.

David Kemp: Came to the Province immediately after the Peace; brought a wife and eleven children with him; he now prays for lands, having as yet

never taken up any. Ordered 200 acres for himself and 500 acres for family lands, and referred to the Surveyor General.

James Mathews: States that he has served His Majesty in the first regiment of Jersey Volunteers. Has a wife and four children; has never received but 400 acres. Prays for residue. Ordered 100 acres to complete his military lands, and 100 acres for family lands on producing certificates.

Deborah Freel, widow: States that her father and brother were in His Majesty's service, and she prays that her children may receive the land due to them on their father's and uncle's account, and also for herself, who had been within the British lines during the war. Ordered a grant of 200 acres. The claims for the deceased, inadmissible. (Read again 13th March, 1797.)

Andrew Butler, late a Lieut. in Butler's Regt: Located lots Nos. 167, 168 and 169, and prays for assignments thereof under the Acting Surveyor General. Ordered to be granted and referred to the Surveyor General to comply with the prayer of the petition, if there be no objection.

Andrew Bradt, late a Captain in Lieut.-Col. Butler's Regt: Has received 800 acres, and prays for the residue. Ordered to be granted and referred to the Surveyor General.

John Chisholm: Purchased a soldier's right, and prays for a grant thereof. The Committee cannot recommend the prayer of this petition.

James O'Conoly: Received 300 acres of land, and prays for a further quantity. The petitioner has received the quantity he is entitled to.

Thomas McMichan: Served in the Indian Department under Col. Guy Johnston during the late war, and has since the Peace been resident in this Province upon 200 acres of land, which he has considerably improved, and, having a wife and two children, prays for a further grant. Ordered 200 acres in addition.

Richard Hainer: Served as a private in Butler's Regiment; married the daughter of Isaac Flock, a loyalist; has six children, and never applied for family lands. Ordered a grant of 200 acres for his wife. It does not appear that he is entitled to family lands.

Captain Salmon: States that he has made an improvement in this Province. Prays for 1200 acres of land. Ordered that it be granted.

20th August, 1795.

At the Council Chamber, Newark.

Committee of Council: Present: The Honourables Peter Russell, Alexander Grant, and Æneas Shaw.

Lewis Barth: Served during the late war as Master and Mate on Lakes Erie and Huron. Prays for land having never received any. Ordered 1200 acres, being strongly recommended by Hon. Alexander Grant.

Lieut. John Clement: States that as yet he has only drawn such quantity of lands as are due to him for his family's account, and praying for 2000 acres. Ordered the quantity of land which may appear to be due to the petitioner as a Lieutenant in the Indian Department.

Adam Bowman: Received 300 acres as a reduced Ranger and prays for a further grant in consideration of his wounds and sufferings. Ordered 200 acres in consideration of his wounds and sufferings.

Christopher Beamer: Received 200 acres of land, and prays for a further grant. The Committee cannot recommend the prayer of this petition.

Jacob Vrooman: Has lately come into the Province, and prays for 200

acres of land. Ordered 200 acres when he has taken the oaths and referred to the Surveyor General.

James Henry, an old Ranger: Has located only 200 acres of land, 100 of which are in good fence and tillage, and prays a further grant. Ordered 200 acres in addition to support his family.

William Fearen: A discharged sailor of the Marine Department of this Province, prays for 300 acres. Ordered a grant of 200 acres.

Edmund Frost: Served during the late war as Corporal in Major Jessup's Corps and has located 300 acres of land. Prays for an additional grant of 200 acres. Ordered 100 acres in addition when he produces his discharge as a Corporal. (Produced his discharge 7th October, 1796.)

John Frazer, of Ernest Town: Was in His Majesty's service from 1775, till the conclusion of the war and located 200 acres of land. Prays for an additional grant of 500 acres. Ordered 300 acres.

Colin McNabb, Superintendent of the Inland Navigation at the Port of Niagara: Petitioned the Council some time since for his own lands as a reduced officer, and for family lands, and prays the resolve of the Council may be revised. Ordered 300 acres to complete the former Order of Council for family lands.

Ensign Johnson Butler: Served during the late war in the 102nd Regiment and conceives himself entitled to 2000 acres of land. Prays for that quantity. Ordered that the prayer of the petition be granted, and referred to the Surveyor General.

James Russell: Served His Majesty in different capacities, and prays for lands. Ordered 200 acres.

Bathsheba and John Soper: Received from the Land Board an assignment for four hundred acres in the Midland District. Pray that they may locate that quantity in this district. Ordered the prayer of the petition be granted, and referred to the Surveyor General.

John Van Voist: Wishes to settle in the Province and prays for an allotment of land for himself and family. Ordered 200 acres.

James Brown: Served seven years as a Sergeant in Col. De Lancey's and has been eight years in the Province. Prays for permission to locate 500 acres of land at Long Point. Ordered that the prayer of this petition be granted.

Lawrence Herkermer: Purchased from Mr. Peter Smith, in the Township of Hope, the house and goods, and to have improved the lands around it, but has been dispossessed by Mr. Walton, the patentee of the said township. Prays he may be confirmed in the lots he has purchased and improved. Ordered that the prayer of the petition be granted if the petitioner has a legal transfer of the premises from Mr. Peter Smith.

Sergeant Thomas Hill, Queen's Rangers: Served in America last war for ten years. Prays for the quantity of land usually granted to reduced Sergeants. Ordered 500 acres when he is discharged from the Queen's Rangers and becomes a settler.

Justus Allin: Has been in the Province two years, and prays for an allotment of land. Ordered 200 acres and referred to the Surveyor General.

Aaron Doan: A settler in the Province seven years, settled on 80 acres of land on No. 15 and on No. 16, and prays for 400 acres of land within the Township of Humberstone, including the 80 acres of Nos. 15 and 16. Ordered 300 acres including what may have been already granted, and referred to the Surveyor General.

James Clandenning: Has been in the Province four years and prays for a grant of land. Ordered 200 acres on his producing certificate of his having taken the oaths, and referred to the Surveyor General.

John Jones, Sergeant in the 60th Regt: Has never located any lands; prays for 500 acres, and family lands for his wife, her mother, and one child. The two former came into this Province in 1778. Ordered 300 acres, it not appearing to the Committee that the petitioner is entitled to a Sergeant's proportion.

John Reilly, of Stamford, late Surgeon in Col. Butler's Rangers: Has a wife and nine children; has received only 200 acres whereon he lives; his wife is the daughter of a loyalist, and has not received her land. Prays for such portion for himself and family as His Excellency may seem meet. The petitioner must produce the requisite certificates.

Anna Hazen: Widow of a Corporal who died of the wounds received in His Majesty's service, prays for a grant of land to support her six children. The Committee cannot recommend the prayer of this petition.

George Woodby: Served 7 years in De Lancey's Corps. Prays for a grant of 300 acres, and lands for his wife and five children. Ordered a grant of 400 acres and referred to the Surveyor General.

Robert Munro: Has received 200 acres and prays for an additional grant. The Committee cannot recommend the prayer of this petition.

Lieutenant Cowall, Queen's Rangers: Served as Lieutenant in the 99th Regiment and prays for the lands usually granted to reduced officers of his rank. Ordered that the prayer of this petition be granted if the petitioner settles in the Province.

Resolved that the grants of land to reduced officers are upon the condition of their becoming bona fide settlers in the Province.

Ordered that a letter be written to John McDonell, Esq., Speaker of the Assembly, to attend at the Council Chamber to-morrow and to bring with him an estimate of the loan he wishes to borrow.

Adam Haines: Came into the Province in the year 1785; has received 200 acres of land; has a wife and seven children; and prays for family lands. Ordered that the requisite certificates must be produced.

21st August, 1795.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Alexander Grant, Peter Russell and Æneas Shaw.

The Speaker of the House of Assembly attended, from the order of yesterday, with the estimate which His Excellency ordered to be laid before the Council, as follows:

ESTIMATE OF THE DEBTS IMMEDIATELY PAYABLE BY THE TWO HOUSES OF LEGISLATURE

	£	s.	d.
Officers of the Honourable the Legislative Council:			
To the Clerk for two years of his salary.....	191	5	0
To the Chaplain for one year's salary, having been struck off afterwards for non-attendance by the Honourable Mr. Chief Justice Osgoode.....	25	0	0
To the Gentleman Usher of the Black Rod, for three years of his salary.....	135	0	0
To the Doorkeeper, three years of his salary.....	30	0	0

Officers of the Assembly:	£.	s.	d.
To the Clerk, for two years of his salary.....	191	5	0
To the Chaplain for two years of his salary.....	50	0	0
To the Sergeant at Arms do do	95	0	0
To the Doorkeeper do do	20	0	0
To the Speaker for one year's salary.....	200	0	0
To contingent expenses, stationery, etc., for both Houses.....	140	0	0
To loan to the Adjutant General of Militia.....	91	5	0
	<hr/> £1,168 15 0		

(Signed) J. McDONELL,
Speaker of the Assembly.

Resolved that the Receiver General be directed to issue a sum not exceeding one thousand pounds conformable to the terms in the resolution of the House of Assembly and the estimate annexed under the signature of the Honourable the Speaker of the House of Assembly.

His Excellency laid before the Board the following Proclamation, which was ordered to be printed immediately and sent to the different Clerks of the Peace:

John Graves Simcoe.

George the Third, by the Grace of God, of Great Britain, France and Ireland, King, Defender of the Faith, and so forth.

To all His Majesty's subjects of this Province, Greeting,—

WHEREAS the loyalists who adhered to the unity of the empire, and others before and since the establishment of the Government of this Province, received tickets or certificates of occupation, or location, as testimonials of the claims of such persons to receive grants of lands when by His Majesty's gracious directions they should be issued. And Whereas deeds are now about to be made out to perfect titles to such lands as are possessed by the legal holders of tickets or certificates. But because the deeds cannot be completed until the lawful claimants make known their claims by the production of the aforeaid tickets or certificates:

Now know ye that I, by and with the advice and consent of the Executive Council of this Province, do hereby direct all His Majesty's subjects residing in the Western, Midland and Eastern Districts, claiming to hold lands as afore-said, to deposit their tickets or certificates, or such other testimonial as they may possess, with the Clerks of the Peace of their respective district (being authorized to receive the same), that they may be duly transmitted to the Attorney General in order that grants may issue under the Seal of the Province to the rightful claimants. And in the Home District to the Attorney General and

I do hereby make known to all persons that if such tickets or certificates are not sent to the persons above mentioned within six months from the date hereof, the lands may be deemed vacant and granted to other applicants.

Given under the Seal of the Province this 21st day of August, in the year of our Lord 1795, and in the 35th of His Majesty's reign.

Signed, WM. JARVIS,
Secretary.

His Excellency taking into consideration the services and rank of the Honourable Alexander Grant and the Honourable Æneas Shaw, members of the Executive Council, conceives it for the interest of His Majesty and the Province that their children should be granted severally 1200 acres of the waste lands of the Crown to mark the faithful services of these gentlemen and the important station to which it has pleased His Majesty to appoint them.¹

His Excellency left the Council Chamber and was pleased to order for inspection and audit the accounts of the Province between the 1st of January and the 30th of June, 1795, inclusive; when the Council proceeded to examine:

The account of the Honourable Peter Russell, Receiver General, amounting to £6,642.13.1, 3/20 (sterling); leaving a balance in the Receiver General's hands of £2,418.19.8¼, 5/10.

The accounts of D. W. Smith, Surveyor General, from the 10th of October to the 10th April, 1795, £1,865.12.6 (Halifax currency); leaving a balance in the Surveyor's General hands of £40.1.0.

The accounts of the Lieutenant Governor's office amounting to £973.15.2¼, 3/10 (Halifax currency); leaving a balance in the Lieutenant Governor's office of £616.7.11¼, 5/10.

Accounts of William Jarvis, Lieutenant Governor's fees, £31.10.0 (Halifax currency).

Accounts of William Jarvis, Secretary and Register, for fees, £30,13.10 (Halifax currency).

Accounts of John White, Attorney General's fees, £15.15.0 (Halifax currency).

Accounts of Capt. McGill, Commissary and Storekeeper, amounting to £1,010.16.4, 1/10; leaving a balance in Capt. McGill's hands of £65.0.10½, 8/10 (sterling).

Accounts of David Burns, Clerk of the Crown, amounting to £64.3.0.

Accounts of John Small, Clerk of the Council, amounting to £102,14.8.

The Honourable Board finds the expenditure of the above accounts properly authorized and vouched for; certify the same to be regular, orderly and to the best of their belief, just and true.

22nd August, 1795.

At the Council Chamber, Newark.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Alexander Grant, Peter Russell and Æneas Shaw.

Petitions read.

George Gibson: Born at Woolwich, and early bound to the trade of a ship carpenter in Woolwich Yard in the year 1776. After having accomplished the time of his apprenticeship he went in the Ordnance Service at Gibraltar where he was at the building of eleven gun boats for His Majesty's sea service. Being a subject born and almost constantly in His Majesty's service and desirous to settle himself in this Province, prays for 500 acres of land and a town lot at York. Ordered a grant of a town lot at York, and 200 acres of land, and referred to the Surveyor General.

Isaac Davis: Prays for a back lot in the Town of Newark to build upon. Ordered that it be granted.

David Sutherland: Prays for his land as Lieutenant, having served in Col. Butler's Corps of Rangers. Ordered 200 acres for the present and the remainder when he shall bona fide have made a settlement.

¹ Copy sent to Sydney Smith, Cobourg, 21st April 1882.

William Spurgin: Prays for 200 acres of land near Long Point. Ordered that it be granted.

William Fortune: Served as Captain of Pioneers and Guards during the late war. Received from Lord Dorchester one thousand acres of land. Prays for the quantity of land usually granted to officers of his rank. Ordered that the usual quantity of land to a Captain be granted, and referred to the Surveyor General.

Justus Sherwood, Peter Drummond, William Fraser, Thomas Fraser, Ephram Jones, Solomon Jones and Thomas Sherwood: Pray for a gore of land commencing at the junction of the Township of Oxford with Edwardsburgh, extending up to the upper line of William Fortune's survey, on the east side of the Rideau, extending from the said junction of Oxford with Edwardsburgh, along the rear line of Edwardsburgh, Augustus, Elizabeth, Young and Escotte, supposed to be about thirty-two miles in length, about three miles in width at the upper end, and terminating in a point at the lower end, supposed to contain about thirty thousand acres. Ordered to be referred to the Surveyor General.

The following letter was laid before His Excellency and Council from the Acting Surveyor General, with a summary of particulars relative to townships:

May it please Your Excellency:

In obedience to Your Excellency's Order in Council to me to report upon the nature and extent of the Orders of Council of this Province in regard to townships and other tracts of magnitude, I have hereunto attached a summary as the shortness of the time would admit, showing the names of the petitioners, the description of the tracts prayed for, the period of the Order of Council passing in their favor, with such remarks as come within the knowledge of the Surveyor General's office, stating the progress of the surveys and settlement of such tracts.

And as I understand it to be Your Excellency's pleasure that every individual, although settled in an associated township, should have a title deed from the King, I beg leave to suggest to Your Excellency the necessity of such settlers taking out their assignments in any manner Your Excellency may approve previous to their settling themselves on the lands; and this appears to be so material an object that I beg leave to press it on Your Excellency's consideration in Council.

All of which is submitted with the utmost respect to Your Excellency's wisdom.

Surveyor General's Office,
Newark, 22nd August, 1795.

D. W. SMITH,
Acting Surveyor General.

It having been reported to this Board by the Acting Surveyor General that settlers have placed themselves on some of the townships that have been allotted under the Order of Council without having taken the Oath of Allegiance, or appeared at his office or those of his deputies for assignments (imagining that the order of a grantee as sufficient authority without any other):

Resolved that notice be given from the Surveyor's office to all settlers that it is absolutely necessary they immediately produce to the Surveyor General or his deputies a recommendation from the grantee specifying the number of their lot and concession and a certificate of their having been duly

qualified to become settlers in this Province, and that they take out assignments for their lands before they sit down on them. And all persons refusing or neglecting to comply with this order are to be turned off forthwith.

It having been reported by the Acting Surveyor General that no settlers have yet been placed on the Townships of Clarke or Cramahe by Hodges or Murdoch, to whom these townships were allotted under an Order of Council dated 22nd March, 1793: Resolved that said Order of Council be rescinded and the Townships of Clarke and Cramahe be considered as open.

Joseph Keeler having in his own behalf and that of his associate, Farr, resigned to this Board their claims to the Township of Alnwick allotted to them under former Order of Council, petitions that the Township of Cramahe may be allotted to them in lieu. Ordered that the Surveyor General is desired to cause the outlines of the said township to be surveyed forthwith.

Francis Elsworth, late of Butler's Rangers: States that he has been settled on 150 acres near the falls, which he has improved; that he purchased 300 acres of David Bailey. Prays to be confirmed in the same, and for 200 acres in addition, and for lands for his mother and four children. Recommended for 200 acres in addition to the land he occupies, and confirmation of the latter if the Surveyor General knows of no objection.

3rd November, 1795.

At the Council Chamber.

Present: His Excellency J. G. Simcoe, Lieutenant Governor, in Council.

His Excellency the Lieutenant Governor in Council having taken into consideration that part of His Majesty's instructions which directs: "That no grant whatever be made for lands within any district or tract in the Province of Upper Canada until the Surveyor General of Woods, or his deputy lawfully appointed, shall have surveyed the same and marked out as reservations to the King, his heirs and successors, such parts thereof as shall be found to contain any considerable growth of masting timber fit for the use of the Royal Navy, and more especially upon the rivers," and it being impossible to comply with this instruction as far as it relates to grants framed from certificates or assignments derived from the Government of the late Province of Quebec:

Resolved that the grants of lands assigned before the forming of this Government shall issue notwithstanding the Surveyor General of Woods or his lawful deputy has not certified to the reservations required respecting the same, but that the instructions above written shall be complied with in the fullest extent with respect to all grants upon subsequent assignments, and

Resolved that the Deputy Surveyor of Woods shall be directed to certify to the Surveyor General, under his hand, the number, extent and situation of such reservations as he may have made in any and every township of this Province, to and for the use of His Majesty, his heirs and successors, in the form following:

"I hereby certify that in the Township of.....I have made and marked a reservation or reservations, being lot or lots..... containing masting or timber fit for the use of the Royal Navy."

And should the said Deputy Surveyor have made no reservation, he shall certify the same to the Surveyor General in the form following:

"This is to certify that I have made no reservation in the Township of.....of masting or timber for the use of His Majesty's Royal Navy."

Resolved that the Deputy Surveyor of Woods being a provincial officer, be entitled to receive the following fees on all grants formed on certificates issuing since the establishment of this Province of Upper Canada:

On all grants of 200 acres and under, £0.1.0 (Halifax currency), and on all grants exceeding 200 acres, £0.2.0.

JOHN SMALL, C.E.C.

6th April, 1796.

Council held at the Garrison at York.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Peter Russell and Æneas Shaw.

His Excellency requests the attention of the Honourable the Executive Council to ye carrying into execution such measures as may seem proper to be taken to promote speedy establishment and welfare of the Town of York, its vicinity and dependencies. It seems necessary to premise that the Lieutenant Governor having represented the importance of the harbour of York, or Toronto, to Mr. Secretary Dundas, that gentleman was pleased to agree with him in opinion.

The Lieutenant Governor having also communicated to Mr. Secretary Dundas the general plan of the townships to be granted in future, together with the exceptions proposed to be made at York, received Mr. Dundas' observations thereon, which will be laid before the Council for their information.¹

This statement will clearly appear to the Honourable the Council by the following extracts from the Lieutenant Governor's letters to Mr. Dundas, and his reply thereto:

York, 16th September, 1793.

"I do myself the honour of transmitting to you the general plan for the arrangements of future townships in this Province, which the Executive Council have directed to be carried into execution as it seems to them to be properly calculated to enforce the provisions for the reserves of the Church and Crown agreeably to the late Act of Parliament.

"An exception it was thought proper to make on the military communications, as it is intended that they shall be carried on in as straight a line as possible, it was determined that such a line should divide the several townships, and for the speedy settlement of the country and the future maintenance of the road that no person shall be allowed a lot thereon who was not bona fide a settler, and that the reserves which would have fallen in this line agreeably to the general plan should be distributed among the rear concessions. The great importance that it appears to the Council to promote the erection of towns has also occasioned them to deviate from the general plan to assist the settlement at Toronto or York. It was thought expedient to reserve the whole of the broken fronts for garrison purposes, as well as to prevent the scattering of the inhabitants in such situations as their fancy or interest might induce them, which would ever prevent that compactness in a town, which it seems proper to establish. Two or three of the front concessions therefore are granted in this township and the reserves will be made in the back lands, which in reality are far more valuable for agricultural purposes, but reserves to great extent are made near this harbour of timber, which must in time become valuable as it is

¹ The York report and these instructions given to Capt. Brock 22nd February, 1812.

proposed to furnish from hence all the materials that may be wanted for the service of the Crown in the fortresses on the lakes and which at present are purchased from the merchants at a very exorbitant price."

York, 20th September, 1793.

"I also inclose for your inspection an actual survey of the harbour of York, late Toronto, the proper naval and military arsenal of Lake Ontario, and in a great measure, of Upper Canada.

"I propose therefore that the winter station of the fleet and the refilling port and such naval buildings as may be wanting be at York. This port is at a great distance from the foreign shore, is capable of being easily defended, and the grants of lands having been made by the present Government, sufficient care has been taken that great reservation of timber should be made for naval purposes."

Extract of a dispatch from Mr. Secretary Dundas to Lieutenant Governor Simcoe, dated Whitehall, 16th March, 1794:

"The plan for future townships transmitted in your letter of the same number and date with that which I have been answering, seems in placing the reserves for the Crown and the Church to have properly attended to the spirit and principle of the late Canada Act.

"Although there may be a good reason for making those reserves in the back lands in the particular Township of York, yet in that township also there should be a reservation in the front concessions for the glebe and residence to the clergyman who shall be appointed the rector under the provisions of the Act.

"The next question is where to establish the chief naval station of the Province, and herein I am of opinion with you that York is the most proper place for it.

"I also agree with you that the place upon the River Thames which you have marked as the scite for London, is well situated and judiciously chosen for the future capital, but as the defence of the colony is the first object, if that defence should be maritime, it follows that the settlement of York is the most important for the present, not as the future capital, but as the chief place of strength and security for the naval force of the Province.

"The communication which by your vigor and assiduity you have been enabled to trace between York and Lake Huron is of great importance and must prove beneficial to the Province in the several points of view in which you have considered it.

"In order to facilitate this communication you will, of course, give every encouragement for settling those parts of the route which are most convenient as stages for the traders and as depots for all articles of merchandise in their passage from York to Lake Huron."

Extract of a dispatch from Lieutenant Governor Simcoe to Mr. Secretary Dundas, dated 20th June, 1794:

"In the distribution of the front lots of the Town of York as it seemed to be probable that for a time this station would be the residence of the Government of the country, they were so laid out as to give one hundred acres to each of the officers of Government as an inducement to build an house in the town and a remuneration for its expense, but these grants I did not choose to make final until I understood your pleasure on the subject. A glebe and a residence for the clergyman were amongst such appropriations, but with the intention that such lands should be reversionary with the benefice.

"In the course of a few days a final ratification of the allotments will take place, when your instructions, Sir, will be attended with all that respect that is due to them.

"I shall give every encouragement to the settling of the communication between York and Lake Huron."

The Lieutenant Governor further informs the Honourable Council that Yonge Street, the road from York to Gwillimbury, from whence the Holland River becomes navigable into Lake Simcoe, the waters of which fall themselves into Lake Huron, has been opened this year by the soldiers.

The Honourable Executive Council are therefore requested to form themselves into a committee in order to take this statement into their consideration.

The Council are perfectly aware of the public reasons which have hitherto prevented the final settlement of the seat of Government and which now operate to make it necessary to occupy York for that temporary purpose.

His Excellency the Lieutenant Governor is confirmed daily in his opinion that the interest of His Majesty, and that of the public, requires that the seat of Government should so soon as possible be fixed internally on the spot selected for that purpose on the River Thames, but as he is under the immediate necessity, at present, of contracting those views which he trusts hereafter will be properly expanded, he desires the opinion of the Committee on such arrangements as may be necessary to give effectual support to the growth and welfare of the Town of York. In consequence he directs the Honourable Council in Committee—

First: To examine and report to His Excellency in Council upon all former proceedings of the Council relative to the settling the lands of the Crown in the Town and Township of York, and in their vicinity, and to state such parts thereof as shall seem just and expedient to be finally ratified and confirmed. For this purpose to call upon the Acting Surveyor General forthwith to lay before the Committee the several plans in his office of the Town and Township of York with a return of each and every assignment he has been directed to make therein, and any documents in his possession relative thereto.

Secondly: To summon every person to whom a certificate or Order of Council has been given, or assignment has been made as a settler on Yonge Street, to appear of himself or his lawful agent before the Committee and to recommend the grant of lands to those who may seem duly entitled to the same.

Thirdly: To call upon the settlers in the Township of York and to confirm such grants therein as may be proper.

Fourthly: To report what period, in the opinion of the Committee, ought to be allotted to each officer of the Government for the construction of a house in the front lots of the Town of York agreeably to a plan that shall be recommended by the Committee to His Excellency, provided such officers receive one hundred acres of land respectively in the first concession of the Township of York and adjacent to the town, in aid of the expense necessary to the erection of such an house conformably to the original principle.

Fifthly: To assign such portion of land as may hereafter reimburse Government for the expenses incurred in the opening of Yonge Street.

Lastly: To adjust such regulations as may be expedient and not burthen-some, to give an architectural uniformity to the town, an object of very great importance in the establishment of a new province and to propose whatsoever may have a tendency to promote the welfare and speedy settlement thereof.

Queen's Rangers: It is necessary to state to the Committee of the Honourable the Executive Council the propriety of the reserves which in the

opinion of the Lieutenant Governor should take place between the Humber and Smith's River, or the Tobicoke, for the express purpose of settling such soldiers as shall be discharged from the Queen's Rangers or 1st American Regiment, agreeably to the system which has been recommended by Major General Simcoe and approved of by His Majesty's ministers.

It is known to the Honourable the Committee that the settlement of the cultivated parts of His Majesty's dominions now forming the Province of Upper Canada, was principally carried into execution by the Provincial Regiments of Sir John Johnson and Colonel Butler being disbanded therein and by the accumulation of such loyalists who also had adhered to the unity of the British Empire. As the erection of the new Government naturally called for an enlargement of these settlements it became apparent that subjects of a similar description would in every respect promote the public welfare, and most eminently contribute to the foundation which had been laid for just obedience to His Majesty's authority extending as far as possible the general habits and opinions of the community and consolidating the original system on which the Province was established.

Upon this principle the Lieutenant Governor was particularly anxious to recommend to His Majesty's ministers such officers to be employed in the Queen's Rangers (and in other departments of the Government) as had served during the late war in America and were thereby entitled to His Majesty's gracious bounty in grants of his uncultivated lands equally as the original settlers, and that soldiers might be more readily procured to form settlements in those unlocated parts of the Province which it seemed requisite to occupy. The Lieutenant Governor proposed that every soldier who could procure a substitute in his room should, at the period of five years, have his discharge and be allowed a farm lot under the express tenure that he should be enrolled in the Provincial militia, and in case of war that he should be employed more expressly in doing duty in any fortress or garrison to be erected in the vicinity of his settlement. This, the Lieutenant Governor conceives from experience to be an essential purpose and for which trained soldiers only, not American militia, are adequate. His Majesty's ministers approved of his arrangement as appears by the following extract of a letter from the Right Honourable Henry Dundas to the Secretary at War, dated Whitehall, 4th September, 1791.

"It is intended that this corps shall at first be employed in assisting in the making of roads of communication between the different parts of the Province, in building of bridges, erecting of barracks, clearing of lands, navigating of craft or, in short, on any military or civil services which may occur. And as an encouragement to the non-commissioned officers and men to enlist in this service, it is proposed they shall be allowed their discharge after the expiration of five years, and be accommodated with 50 acres of land free of any expense excepting the payment of the usual fees for its location, provided they are capable of finding a substitute who may be approved by the commanding officer and agree to be enrolled in the provincial militia. This plan has been proposed with a view to the introducing generally the habits of military service and of establishing by means of the person to be discharged in the manner above stated such a militia as may be ultimately capable in any event which may arise of protecting the persons and property of His Majesty's subjects inhabiting that Province, and thereby to render the service of a part of a standing army every day less necessary there.

"Colonel Simcoe intends to propose to you that the two Captains and one of the Captain-Lieutenants shall be selected from the half pay, and that a

Lieutenant in one of the regiments serving in the East Indies shall be appointed the other Captain-Lieutenant. He has likewise some other arrangements of less magnitude to propose to you relative to the Subalterns which, as they will be fully stated to you by him, it is unnecessary for me to explain them. I think it right however to mention that as the officers whom he means to recommend to succeed the commissions in this corps are composed of persons who formerly served with him in North America and are represented to be perfectly well qualified for this particular line of service, it appears to me to be likely to be of advantage to the public service that his recommendations should, as far as they consistently can, be attended to."

The stations which it appears to His Excellency, Major General Simcoe, the Lieutenant Governor, most proper for the King's garrisons are, York on Lake Ontario; at Charlotteville near Long Point on Lake Erie; and at Gloucester or Pennatangushene on Lake Huron, with a view to render these places the maritime arsenals of the respective lakes.

At present York is the only station that can be occupied. The lands the Lieutenant Governor proposes to be allotted for the disbanded soldiers at York are in the situation as will be described by the annexed plan.

The Lieutenant Governor has always intended Brevet Major Smith to be the permanent commanding officer at York and to superintend this settlement and, of course, to receive such proportion of his military lands as may be convenient within the allotted district.

It is needless for the Lieutenant Governor to enter into the detail of this arrangement, the war in which Great Britain is engaged having materially affected greater objects, has also a tendency to suspend those of inferior consideration, but the Honourable Committee are informed that added to the levies made in this Province by the Old Regiments and the raising the Canadian Regiment, the Queen's Rangers have enlisted upwards of fifty natives of America, so that the Honourable Committee are able to judge how far it is probable in time of peace that the soldier of the Queen's Rangers who may wish for his discharge shall be capable by very slight exertions to place himself in a situation in which he may procure the substitute required, not to mention that there would be very little difficulty if necessary to obtain a substitute from Great Britain, and perhaps of a species of youths which may not immaterially be advantageous to the general interest of Great Britain.

York, 5th April, 1796.

To His Excellency Major General Simcoe, Lieutenant Governor and Commander in Chief of Upper Canada, &c:

Report of a Committee of Council held at York, 6th April, 1796, and continued by adjournments to the 28th of May, 1796.

Sir: The Committee of Council having taken into their consideration the instructions of yesterday's date which Your Excellency has been pleased to order to be laid before them, entirely concur with Your Excellency's opinion that the lots immediately butting on each side of the roads of communication, particularly Yonge Street and Dundas Street, ought not to be granted to any but bona fide settlers.

They therefore humbly submit to Your Excellency the following rule to be adopted in the locating those particular lots as a means of securing a full compliance with so beneficial a resolution:

Whenever Your Excellency in Council may judge proper to grant the prayer of a petition for a lot in either of those streets, the resolution thereon shall be so worded as to suspend an assignment thereof from issuing from the

Surveyor's office until Your Excellency in Council shall permit it, upon being satisfied that the applicant has built a house thereon and is actually dwelling therein, either in his own person or by a sufficient tenant, and the said resolution shall at the same time declare that the applicant shall forfeit all claim to the lot prayed for if he fails to execute the whole of this stipulation before the expiration of one year from the date of his permission to occupy the lot prayed for.

With respect to the exceptions and dispositions of the reserves in the vicinage of York, it appears to the Committee to be unnecessary for them to enter into a discussion thereof as Your Excellency's plan and recommendation have been already approved by one of His Majesty's principal Secretaries of State with only one additional reserve for the accommodation of the future rector, and this they observe Your Excellency has amply attended to by appropriating four hundred acres for that purpose in the concessions immediately behind the town.

The Committee beg leave to lay before Your Excellency a schedule of the persons to whom farm lots have been ordered and to recommend for confirmation by deed those to whom they find assignments have issued and those who though not under assignment they find either settled in the vicinage of York or making some advance towards an improvement in their respective lots:

May 25th, 1793. Thomas Collins: Prayed for a tract of land of 69,120 acres. Inadmissible, but ordered a grant of two farm lots for himself and son at Toronto.

September 2nd, 1793. John Scadding: For No. 15, east side the Don, first concession, under assignment. Recommended.

	Lots in the Town	East side Don	Con- cession	Recommended for Confirmation or Rejection	
John Cox, U.E.....	....	14	First....	Under assignment.	Recommended
Frederick Brown.....	....	13	do	do	do
G. & B. Mosley, between them.....	....	11	do	Benjamin recommended.	
Ditto, ditto.....	....	10	Second	George being dead, this lot presumed to be vacant.	
John and Thomas Mathews	....	10	First	John appeared; his lot improved.	
Paul Wilcot.....	....	7	do	Appeared, improved with broken fronts. Recommended.	
John Ashbridge.....	....	8	do	do	do
Jonathan Ashbridge and James McDonald.....	....	9	do	Jonathan Ashbridge. Recommended for east half and broken front.	
Messrs. Cozens (Brothers)	....	6	do	Samuel appeared. Recommended.	
Ditto, ditto	....	16	Second	No application and ignorant which of the Cozens may be entitled.	
Ditto, Daniel Andrew and James Hunt- er. William Cooper prays for this lot.....	....	5	First	Did not appear recommended as Andrew and James Hunter have left the Pro- vince.	
Messrs. Cozens, Back lot and for lots Nos.....	....	24, 25	Fourth	West side Yonge Street. J. and B. Cozens appeared. Recommended.	
John Philips.....	Town lot, 1/2	No.1	Third	No appearance or application.	
David Ramsey, U.E.....	do	2nd	First	Under assignment. No appearance. Re- commended.	
Christopher Robinson....	do	13	Second	U.E. No appearance.	
Magnus Swanson.....	do	13	Third	No appearance.	
John Coon.....	....	18	Second	U.E. Recommended.	
Capt. Bouchette, exclus- ive of former grants...	2 lots for self and son...	24	First	Township of York.	

	Lots in the Town	East side Don	Con- cession	Recommended for Confirmation or Rejection	
Ditto, as part of former grant.....	29	Second	Do. Under assignment. No appear- ance. Recommended.	
John and Thomas Hewett	15	do	No appearance.	
John Stoner.....	19	Fourth	do	
Wm. Smith..... Back lot....	11	Third	Recommended.	
Joseph Dainty, a certain part of.....	33	First	Dead. Township of York.	
J. B. Rousseau, a certain part of.....	34	do	Township of York. Recommended.	
F. Willard, broken front..	12	do	Dead.	
Peter Benville..... Town lot...	4	do	No. 4 under assignment to Patrick Burn.	
Joseph Burke.....		
Edward Gahan.....	4	Second	No appearance.	
A Campbell.....	Ditto	
William Demont.....	2	Third	Recommended.	
Bensley Peters.....	3	do	No appearance.	
Abraham Lawraway.....	19	Second	Under assignment. No appearance. Re- commended.	
Wm. Wilcocks..... Front lot...	15	First	Township of York.	
Wm. and Chas. Wilcocks.	24	Second	Do. Under assignment to Wm. and Chas. but the latter never having been in the Province; recommended for Wm. only.	
Charles Wilcocks..... do	13	First	Township of York. Not resident.	
Chief Justice Osgoode (4/9/93)..... do	5	do	Township of York. Not resident.	
Ditto,	26	Third	do do	
Peter Russell, Esq..... do	14	First	Do. Recommended.	
Ditto,	23	2 & 3	Do. (Under assignment) do	
John White, Esq..... do	4	First	Do. do	
Wm. Jarvis, Esq..... do	2	do	Do. do for No. 6.	
E. B. Littlehales, Esq.... do	1	do	Do. do for No. 18.	
D. W. Smith, Esq..... do	6	do	Do. do for No. 10.	
John McGill, Esq..... do	7	do	Do. Recommended.	
Mr. Justice Poweli..... do	11	do	Do. Not resident No. 11.	
Judge not appointed..... do	12	do	Do. for a glebe.	
Solicitor General..... do	26	do	Do. Not resident No. 12.	
Incumbent..... do	9	do	Do. for Mr. Justice Powell.	
Major Smith..... Town lot...	27	do	Township of York, do, for No. 13.	
Captain Shank..... do	21	do	Do. No. 9 do for Mr. Macauley.	
Ditto	26	do	Dead.	
Ditto	21	do	Township of York. Recommended.	
Ditto	26	Second	do do	
Ditto	27	Third	do do	
George Porter.....	5	do	Recommended to be confirmed.	
Capt. S. Smith..... do	22	First	Township of York. Recommended.	
Ditto	27	Second	Township of York. Recommended.	
Ditto	28	Third	do do	
Capt. Aeneas Shaw F. Town lot	20	First	do do for 23.	
Ditto	28	Second	do do	
Ditto	29	Third	do do	
Capt. Spencer..... do	23	First	Do. not resident.	
Ditto	30	Second	Do. for No. 20.	
David Burns, Esq..... do	25	First	Do. do do	
James Macauley, Esq.... do	10	First	Do. do. for No. 9	
Mr. R. Richardson..... do	31	Second	Do. do	
Adjutant McGill..... do	25	Second	Do. do	
D. McDonell..... do				

June 7th, 1794. Thomas Ridout: Prays to relinquish two lots granted in the Township of York.

June 28th, 1794. James Macauley: Prays for lot No. 65 on the road leading from York to Lake Simcoe, and 400 acres in the rear of the above lot. Granted.

July 9th, 1794. The Town of York to be built according to a plan laid before the Council, and that all persons obtaining a grant to build a house within 3 years from the date of his certificate or forfeit the same.

Adam McColgan.....	....	..	....	Prays for lot in the Township of York.
Geo. Playter, Esq.	F. town lot	8	First	U.E. Township of York. Recommended.
Ditto .....	....	20	Second	Do. Under assignment. Ditto.
Ditto .....	....	3	do	Do. do do
James Playter.....	....	11	do	Do. do do
Eli Playter.....	....	12	do	Do. do do
John Playter.....	....	17	do	Do. do do
Watson Playter.....	....	21	Third	Do. West side the Don. Do.
(These in part of 2,000 acres).				
Bolton and McLeod.....	....	22	Second	Not resident, being vacant. Ditto for a glebe.
Bolton (Brother) .....	....	21	do	Do. being vacant. Do. for Abner Miles.
Lieut. Archibald McDonell .....	....	14	do	No appearance.
Thomas Ridout.....	Town lot...	31	Third	Recommended for a town lot only having drawn 1,200 acres elsewhere.
John Denison.....	....	22	do	Township of York. No appearance.
Lewis Grant.....	....	24	do	Do do do
Augustus Jones.....	....	30	do	
John McKay, Sept. 5th, 1794.....	F. do			
Mr. James Clarke, Barrack Master.....	Town lot...	15	Third	Recommended.
Capt. Bouchette in part of an Order of Council...	....	3	First	Under assignment. Recommended.
George Newman.....	....	32	Third	Do. West of the Don. do
	....	25	do	Not resident. Recommended to be rescinded.
Capt. G. Glasgow.....	do	39	Second	Do do do
Lieut. J. Givens.....	....	32	do	Township of York. Recommended to be granted.
Lieut. Alexander McDonald.....	do	12	Third	Recommended.
Angus McDonald, Esq....	B. do	7	Second	Do. No appearance.
Mr. J. McDonell.....	....	6	do	Not resident. Recommended to be rescinded, and reserved for a glebe.

June 19th, 1795. An assignment ordered and marked for Francis James Simcoe at York.

June 20th. John Small, Esq: Granted a front town lot and a farm lot.

July 3rd. John Ogilvy: Town lot. John Ryley: Ordered 200 acres in the vicinity of York. James Pitney: 200 acres near York.

July 4th. William Demont: Lot No. 2, third concession. Granted to him 2nd September, 1793. Also, lot No. 22, third concession, Township of York, under previous grant to John Denison.

July 18th. Resolved that the front lots of the town be extended to 88 feet and the lots on the back street be extended to 66 feet.

H. H. Farmer, Esq: Front town lot and farm lot. Granted.

July 29th, 1795. Ruben Clarke: A town lot. Granted.

Thomas Philips: Certificate granted by the Land Board of Lincoln for a lot in that district. Ordered that it be transferred for lot 81 on the west side of Yonge Street.

August 12th. Miss Russell: Prays to relinquish lot No. 10, second row. Recommended.

Parker Mills: Appeared and prayed to be confirmed in half lot No. 9, first concession east of the Don with broken fronts. Recommended.

Patrick Burn: Recommended for lot No. 4, first concession, with broken parts.

Aaron and Isaac Skinner: To be confirmed in lot No. 19, second concession, Township of York; the east end of the lot being on the River Don, which he was permitted by the Lieutenant Governor to purchase of Abraham Laraway on condition of building a mill. Recommended.

In compliance with the second article of Your Excellency's instructions, the Committee summoned every person to whom a certificate or Order of Council had been given, or assignment had been made as a settler on Yonge Street, to appear of himself or by his lawful agent, and the under mentioned persons having appeared before them in consequence, they beg leave to submit their observations thereon to Your Excellency's wisdom.

Joseph Kendrick: Having assignment, and made some improvements on lot No. 6, west side, recommended.

Duke William Kendrick: Do. on lot No. 7, west side, recommended.

Nathan Chapman, by his agent, Nicholas Miller, produced assignment and some improvements on lot No. 28, do. Recommended.

Nicholas Miller: Under assignment, a house and improvements on lot 34, east side. Recommended.

John Barbour: Under assignment for lot No. 35, east side. But it appearing from the testimony of Nicholas Miller that he never made any improvement on this lot since the date of the Order of Council on the 21st June, 1794, and that Balser Munshaw has built a house and made a considerable improvement on the lot, the Committee humbly submit the propriety of rescinding the assignment to Barbour and granting a patent for lot No. 35, east side Yonge Street, to Munshaw, he paying fees.

Stephen Colby: Produced an assignment. Has built a house and made improvements on lot 35, west side. Recommended.

Captain Lippincott: Has timber ready to build a house. Recommended for lot No. 22, east side.

Samuel Sinclair, by his agent, Stephen Colby: No assignment or improvement of consequence. Recommended to be permitted to remain the usual time and if he builds and improves, to have lot 36, west side.

William Bond: Under assignment for lot 63, east side. Has built and improved. Recommended.

Joseph Bouchette, by his agent, William Bond: To pay fees, lot 62, east side. Recommended.

Jonathan Paul Willott: Under assignment, house and improved, lot 38, west side. Recommended.

Samuel Cozens, U.E.: Under assignment has built on lot 38. Recommended lots 38 and 39, east side.

Joshua Cozens: Reports he is improving lot No. 24, fourth concession west side of Yonge Street for himself. Recommended.

Benjamin Cozens by agent, Joshua Cozens, is improving lot No. 25, fourth concession. Recommended.

T. Hinds by his agent, Joshua Cozens, built house and 2 acres cleared. Assigned for 63, west side. Recommended.

William Jarvis, Esq, by his agent, two houses and some clearing on No. 49 and No. 50, east side.

William McLenan¹ by his agent, house built and some clearing on No. 82, west side.

Thomas Philips, by his agent, house built and an acre cleared under assignment for No. 81, west side.

¹ McLenan supposed to be run off to the States.

Thomas Kinear, by his agent; comfortable house, one acre cleared under assignment, 48 east.

W. B. Peters, by his agent, improving lot No. 51, east side.

Recommended that as soon as it is made to appear that the parties are actually living on, or have sufficient tenants on the preceding seven lots, from No. 63 to 51, patents may issue in course, but not before—they being allowed twelve months to comply with this stipulation.

William Smith, under assignment, small house and improvements, No. 39 west side, when occupied by a sufficient tenant. Recommended.

Hugh McLean, by agent Mr. J. McGill, recommended for lot No. 41, east side.

Thomas Lyons, by his son John Lyons, has commenced an improvement on No. 42, east side.

Samuel Heron, by his agent John Lyons, has built a house No. 49, west side.

John McKay: Mr. Jones reports has built a hut and some improvements, under assignment, No. 64, west side.

Charles Sellick: Has a family living in a house with improvements, under assignment, U.E., No. 66, west side.

Recommended that patents may issue for the last and for the other three when proof is adduced that inhabitants are dwelling thereon.

Edward Wright, answered for by Mr. Jones, under assignment, a small hut and some improvements, U.E., No. 67, west side.

William Graham has timber ready for a house and three acres cleared, under assignment, No. 77, east side.

Charles Feathers, by agent, has timber for a house, etc., for No. 79, west side.

Frederick Smith, by his agent Mr. Graham, house built and improvements under assignment, No. 78, west side.

These four recommended for patents on producing the required certificates.

Bernard Van Weide, by his agent Mr. Berczy, a good house, under assignment, No. 61, east side.

L. C. Brower, by agent, has squared timber ready for raising a house, under assignment, No. 53, east side.

D. C. Brower, by agent, has squared timber for house, under assignment, No. 57, east side.

These three not being in the Province, cannot be recommended but when certificates are adduced of the lots being properly tenanted and inhabited, they are recommended for patents.

John Hayes, by his agent R. Franklin, a small improvement under assignment, No. 60, west side.

Samuel Backhouse, by his agent R. Franklin, a hut and small improvements, under assignment, No. 62, west side.

Robert Franklin, by self, a hut and small improvements, No. 61, west side.

The above three persons not coming within the description of those proposed to be settled on Yonge Street, the Committee recommend that the lots opposite their names be open for more suitable occupants.

James Macaulay, Esq., means to improve under assignment for lot No. 65, west side.

Samuel Osbourne has built a small house and been resident with his family. Recommended for No. 28, east side.

Asa Johnson has built, improved, and lives thereon, under assignment, for lot No. 29, west side. Recommended.

Richard Richards, by Mr. J. Lawrence, improving No. 25, east side.

John McDougal prays for and engages to improve and settle No. 3, west side.

James Pitney has cleared two acres, and logs cut for building, under assignment, No. 66, east side.

Joseph Johnson and Abraham Johnson, by Joseph Johnson, cleared 15 acres, house built, No. 20, and in a state of cultivation, No. 19, west side.

Nicholas Johnson, Thomas Johnson and Lawrence Johnson, prays for lots Nos. 20, 21 and 19, east side.

The above eight recommended in the same terms.

The following persons are returned by the Surveyor General as having assignments but no one appeared to answer for them to the Committee: Gilbert Birry, John McKailey, Abraham Iredell, William Yeoman, John McBride, Fred. Ford, John Ryley, Elizabeth Thompson, Christian Wilkie, Cyrus Everit, and Abner Miles.

The Committee proceeded next to carry into execution the third article of Your Excellency's instructions by calling upon the settlers in the Township of York and confirming them in their possessions, agreeable to Your Excellency's directions.

The names of those who appeared are: J. B. Rousseau, recommended for lot No. 34, first concession; and Mr. J. Lawrence, who prays for the broken fronts of lots Nos. 1, 2, and 3 on the Humber not including the island. Submitted to Your Excellency's determination; and also

Benjamin Davis, U.E., lot No. 7, Humber concession.

Elias Anderson, No. 5, do. with broken front.

Zekel Chamberlain, in half No. 4, do.

Joshua Chamberlain, Sen., in half lot No. 3, do.

Joshua Chamberlain, Jun., No. 3, do. and $\frac{1}{2}$ lot No. 4.

Jacob Philips, No. 2 with broken fronts.

Levy Devines, Nos. 9 and 10, broken fronts.

Abraham Devines, Nos. 7 and 8, do

Isaac Devines, No. 6, do

John Small, Esq., No. 14, do

John Wilson, U.E., Nos. 4 and 5, do

John McBride, U.E., prays to relinquish his assignment of lot No. 16 in the Town of York and to have No. 14 in the front division of block No. 4 in the second range of blocks, assigned him in lieu. Recommended.

Captain Lippincott, prays for lot No. 16 in the same division, same block and same range, having built thereon. Recommended.

Barney Conolly: Recommended for the east half of No. 11, front division of block No. 3, second range of blocks, at York.

George Gibson: Prays for lot No. 14 in the third concession of York. Submitted to Your Excellency. (Not approved, J.G.S.)

William Cooper: Prays to relinquish No. 5, east side Yonge Street, and to have No. 5, first concession, Township of York, when His Excellency in Council shall determine to rescind the assignment to A. and James Hunter. Recommended.

The Committee concur with Your Excellency in the choice of No. 6, second concession, Township of York, for a glebe.

The Committee having taken into consideration the fourth article of Your Excellency's instructions respecting the City of York, beg leave to recommend that the front row of each block in the front range of blocks shall be divided into two tenements instead of three, comprising a square of 132 feet, and that when the town may be extended that the future front blocks may be laid off on

the same principle. But this rule is not meant to preclude Your Excellency from granting to the higher officers of Government upon their specific petitions to the extent of half a block.

The Committee begs leave likewise to recommend to Your Excellency that every applicant for a town lot shall be obliged by his license of occupation to lay down his house on a line which shall be marked for him by the Surveyor, which line in the front of the first range shall be retired twelve feet from the edge of the street in order to allow a space for palisades or other ornaments in front of the buildings at the pleasure of the occupant, and that the front of all the other back buildings shall be on an exact line with the sides of the streets.

It is also recommended that the occupants of the front range of houses shall be obliged by their tenure to give them a front of at least forty-six feet which may be extended but not diminished; and as it hoped that the occupants of the front row of houses will make a point of raising such buildings as shall be an ornament to the town and worthy of so beautiful a situation, it is recommended to allow three years for the completion of their plan before officers of Government shall be considered as having forfeited their claim to the *douceur* of 100 acres in the first concession, as proposed by Your Excellency.

John Kendrick, by his brother Joseph Kendrick, prays to relinquish his claim to lot No. 4 in the front of the eastern block in the rear range of blocks in favor of D. W. Smith, Esq., the Acting Surveyor General, who agrees to give him a valuable consideration for the same and his improvements; and further prays to be granted the lot No. 6 of block No. 2 in the front range of blocks, in lieu. Recommended.

D. W. Smith, Esq., appeared and prayed for the lot relinquished by John Kendrick, and the lot in the rear of it. Recommended.

Miss Elizabeth Russell, by Hon. Peter Russell, desires leave to relinquish lot No. 10 in the rear division of block No. 3, first range of blocks, and prays for lot No. 11 in the rear division of the same block No. 3 and first range of blocks. Recommended.

The Hon. Peter Russell prays by petition for the east half of block No. 3 on the back corner of which he has a house. Recommended.

Captain William Demont prays to be confirmed in lot No. 8 in the rear division of block No. 2, first range of blocks; and lot No. 10 in the front half of the third block of the second range of blocks. Recommended, having built thereon.

Samuel Heron, for his town lot No. 8 in the front division of the second range. Recommended, having built thereon.

Duke William Kendrick, for lot No. 13 in the rear half of No. 4, second range of blocks. Recommended, having built thereon.

Joseph Kendrick, for lot No. 20 in the front division of block No. 5, second range of blocks. Recommended, having built thereon.

Iram Kendrick, for lot No. 17 in the fifth block, second range of blocks. Recommended, having built thereon.

John Kendrick, to stand over.

Captain Graham, for lot No. 17 in the rear division of the fifth block, first range of blocks. Recommended, having built thereon.

John McDougal, for lot No. 16 in the rear division of the 4th block of the first range of blocks. Recommended, having built thereon.

William Cooper, for lot No. 14 in the rear division of the 4th block, second row of blocks.

Richard Lawrence, U.E., for lot No. 18, rear division of block No. 5, front range. Recommended, having built thereon.

William Smith, for lot No. 12, front division of block No. 3, second range of blocks; built on and recommended.

Samuel Osbourne, for lot No. 19, rear division of block No. 5, built and recommended.

John Small, Esq., prays for the east half of block No. 1, front range of blocks. Recommended.

William Allan, prays to relinquish No. 6 in the rear division of block No. 1, in the front range of blocks, and to have No. 7 in the front division of the eastern block in the rear range of blocks. Recommended.

In answer to the fifth article of Your Excellency's instructions, the Committee beg leave to recommend that the four lots originally appropriated and under assignment for Mr. Berczy on condition that he laid out Yonge Street in the same manner as Dundas Street, and completed the same in one year from the 15th of September, 1794, may be sold for whatever sum they may bring, and the money applied for the expenses incurred in opening Yonge Street; or that they may be otherwise disposed of to reimburse Government, and as Mr. Berczy has justly forfeited his claim to those lots from a failure in the conditions, but has been at some expense in endeavouring to carry them into execution until he was obliged to stop by the sickness of the labourers he had employed on that service, it is recommended by the Committee to Your Excellency to grant Mr. Berczy such a portion of land elsewhere in remuneration as Your Excellency may judge proper.

The sixth and last article of the instructions has been already attended to in the previous recommendations of the Committee, and it only remains for them to suggest the propriety of appropriating certain blocks in suitable situations for a church, a gaol, a court house and a market place, which is humbly submitted to Your Excellency's wisdom.

Queen's Rangers: The Committee is happy in concurring with Your Excellency's ideas on the subject of the Queen's Rangers, and sincerely hopes that nothing may prevent or interrupt the very wise purposes for which that corps was raised, from whence the most salutary consequences might be expected to the welfare of this infant settlement. And as the Committee conceives that the services of the Queen's Rangers are likely to prove at least equally beneficial to His Majesty's interest in this distant part of the Empire with those of Sir John Johnson's Regiment, and Colonel Butler's Corps to the non-commissioned officers and privates, of which 500 acres and 300 acres have been allowed on their reduction, it begs leave to recommend as an act of justice that the non-commissioned officers and privates of the Queen's Rangers may be placed on the same footing and have the same quantity of land granted to them on their discharge.

28th May, 1796.

Signed: Peter Russell,
Chairman of a Committee of Council.

York, 15th July, 1796.

Signed: J. G. Simcoe.

7th May, 1796.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Alexander Grant, Peter Russell and Æneas Shaw.

The Hon. Mr. Grant having represented that it was the wish of several merchants and other respectable inhabitants of Detroit that a town should be

laid out at Bois Blanc as near as may be to the harbour and proposed fortifications at that place: Resolved that His Excellency, the Lieutenant Governor, and the Honourable Executive Council being of opinion that it is for the public interest and benefit of the Province that the wishes of the applicants be complied with. Resolved that an especial meeting of the Executive Council be held on this important subject so soon as may be after the arrival of the Hon. Mr. Baby.

His Excellency left the Council Chamber and was pleased to order for inspection and audit the accounts of the Province from the 1st July, 1795, to 31st December, 1795.

The following accounts were examined:

The Hon. Peter Russell, Receiver General, payments amounting to £5,656.19.1¼; balance on hand 31st December, 1795, £1,799.8.8¼ 1/20. Total sterling, £7,456.7.9½ 1/20.

D. W. Smith, Esq., Acting Surveyor General: Disbursements from the 10th April to 10th October, 1795, £1,987.0.3½; balance in hand at that time, £53.0.8½. Total, Halifax currency, £2,040.1.0.

John McGill, Esq., Commissary of Stores and Provisions: Disbursements, £653.15.4 8/10; balance in hand, £37.12.4½. Total, £691.7.8 8/20.

John Small, Esq., Clerk of the Council, Sterling £102.4.0.

John White, Esq., Attorney General. Fees of his office. Sterling, £42.8.0.

William Jarvis, Esq. His Excellency, the Lieutenant Governor's fees. Quebec currency, £57.10.0.

William Jarvis, Esq., Secretary and Registrar: Fees of office. Quebec currency, £58.1.11.

His Excellency, the Lieutenant Governor's office: Disbursements, £236.5.6. 8/10. Balance remaining in the office, £380.2.5. 5/10. Total, £616.7.11¼ 5/10.

David Burns, Esq., Clerk of the Crown and the Common Pleas: Sterling, £39.1.0.

Thomas Ward, Judges' Crier on the Circuits: Quebec currency, £4.9.8.

The Council find the expenditures thereof to be properly authorized and vouched, therefore certify the same to be regular and to the best of their knowledge and belief, just and true. Signed by the Hon. Alexander Grant.

JOHN SMALL.

11th May, 1796.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Alexander Grant, Peter Russell and Æneas Shaw.

His Excellency moved that a proclamation be laid on the table relative to the lands appropriated to certain persons and their associates. His Excellency also directed that sundry papers be read containing the requests of the magistrates of the Home District for a loan of money to finish the court house and gaol, and moved that they be laid upon the Council table.

JOHN SMALL.

12th May, 1796.

At the Council Chamber, Navy Hall.

Present: His Excellency J. G. Simcoe, Lieutenant Governor; The Honourables Alexander Grant and Æneas Shaw.

The report of the Acting Surveyor General bearing date the 21st of September, 1795, relative to the lands between Long Point and the Grand River was laid before the Council.

Resolved that the Lieutenant Governor, with the advice of the Honourable Executive Council, confirm the various arrangements made therein and order the customary measures to be taken to grant title deeds to the actual settlers.

Captain John Powell: States that he had served in the Indian Department and has only drawn sixteen hundred acres. Prays for fourteen hundred still due to him, and for family lands. Ordered that the remainder of his own lands, and one hundred and fifty for his family, be granted him.

John Collins: Prays for two hundred acres of land in the settlement of Long Point, having served His Majesty in different regts. many years. Granted two hundred in the neighbourhood of Long Point and referred to the Surveyor General for location.

James Neville: Came into this Province in 1787, with a wife and five children (has now nine). Has only received one hundred acres of land and prays for himself and his family an additional quantity at Long Point settlement. Granted four hundred acres and referred to the Surveyor General for location.

Geo. Small: Served last war, as Corporal under Sir John Johnson and prays for six hundred acres. Ordered a grant of four hundred acres.

James Clement, late Store-keeper and a volunteer in the Indian Department during the American War: Has received 400 acres of land and prays for an addition thereto, and likewise 200 acres for his wife Catherine Clement (a daughter of the late Lieut. Adam Crysler). Petitioner begs leave also to represent that the Land Board of the late District of Nassau issued a recommendation for the heirs of the late Lewis Clement, (petitioner's father), for 2000 acres of land, as a Lieut. in the Corps of Rangers, which right has been made over to petitioner who prays the same may be confirmed to him. Granted two thousand acres to the heirs of the late Lewis Clement and 200 acres to Catherine Clement, the daughter of a loyalist.

Benjamin Hardison: Has resided in this Province since the year 1776; has uniformly demeaned himself as a good British subject, has received only one lot of about 180 acres which he has improved, and in good fence; from the commencement of the settlement he has done all in his power to forward and promote its prosperity and trusts in the benevolence of His Excellency for a further grant. Ordered that he shall have an additional grant of one thousand and sixty acres.

Gideon Cooley, Sen. whose son Luther Cooley received a ticket of location from Andrew Pierce for lot No. 1 in the 12th con. on the head waters of Patterson's Creek on Lake Erie, the said Luther having by the paper annexed to his petition given up his right thereto to the petitioner, who prays that the same may be granted to him. Ordered that 200 acres be granted and referred to the Surveyor General for location.

Gideon Cooley, Jun.: Has a wife and five children and has never received any land. Prays for three hundred acres in the Long Point Settlement or in the Township of Townsend. Ordered that the petitioner shall have a grant of two hundred acres.

Henry Smith, a private soldier in Butler's Rangers, prays for family lands in addition to the three hundred acres he has received, having a wife and four children. Ordered, one hundred acres family lands.

John and Geo. Cockle: Both served in Butler's Rangers last war. John has received of His Majesty's bounty 100 acres and George 200 acres. Pray that they may each receive a grant of what may be further due to them. Ordered that John Cockle receive an additional grant of 200 acres, and that Geo. Cockle receive one hundred acres.

Mathew Forrest, late Sergeant in Sir John Johnson's Corps: Prays for an additional three hundred acres of land, having received only 200 acres; and for lands for his family. Ordered that he shall have an additional grant of three hundred acres.

Christian McDonell, late of Butler's Rangers: States that his father, Randal McDonell, was a Sergeant in Butler's Rangers and that he located 400 acres of land in Gainsborough, which he considerably improved, and that he died about two years ago without having received certificates for them. Prays that the same may be assigned to him and likewise the remaining 100 acres due to him. Ordered, to be assigned to Randal McDonell.

Benj. Frolick: Served in Butler's late Rangers, as a non-commissioned officer, last war. Has already received 400 acres of land; brought his wife and family into this Province in the time of the war; had then four children, now seven. Prays for a further grant of land. Ordered, an additional grant of two hundred and fifty acres.

Peter Ochre: Has a wife and three children. Has lived in Newark three years, never applied for land. Prays for a grant and a town lot in Newark. Ordered, a town lot.

Henry Anguish, son of an old Ranger: His wife's father was a Sergeant in Butler's Rangers; has four children, has received only about fifty acres of land, and prays for an additional grant. Ordered 200 acres for his wife, the daughter of a loyalist, and 200 acres for himself.

Zakariah Hainer, a soldier in the late Rangers: Has never taken any land, and prays for the usual allowance. Ordered a grant of three hundred acres.

Wm. Tip, from Germany; served as a soldier under General Reideisel and was taken at Stillwater; has a wife and two children. Prays for three hundred acres. Ordered that he shall have a grant of three hundred acres.

Jacob Cockanour, Farmer, late from Pennsylvania; has received no land and prays for a grant of 200 acres. Ordered to be granted and referred to the Surveyor General for location.

John Harris: Served in the Old French War, was a private in Butler's Rangers; has received 100 acres of land whereon he now lives, and brought into this country a wife and one son. Prays for lands for himself and family. Ordered a grant of three hundred acres.

John Brooks: Has been two years in the Province, prays for a grant of land. Ordered 200 acres; for location referred to the Surveyor General.

John Palmer: His wife was the daughter of Lewis Maybee, a Sergeant in the late corps of Butler's Rangers. Prays for 200 acres of land. Ordered that 200 acres be granted his wife the daughter of a loyalist.

Richd. Slingerland, a private soldier in Butler's Rangers: Had a wife and two children in the year 1787 (has now three). Prays for family lands. Ordered that he shall have a grant of one hundred and fifty acres family lands.

John Ellis: Prays for lot No. 326 in the Town of Newark. Ordered to be granted and referred to the Surveyor General for location.

Valentine Scram, a carpenter. Has been in this country eleven years, is married and has received no land. Ordered a grant of a town lot and two hundred acres.

Upon the Acting Surveyor General's representation to His Excellency the Lieutenant Governor in Council on the necessity of having the front concessions from Lake St. Clair to Point Pelee on Lake Erie resurveyed owing to the inaccuracy of the former survey, in order to prepare a description for His Majesty's Attorney General, that the settlers there may be enabled to take out their deeds. Ordered accordingly.

J. S., C.E.C.

21st May, 1796.

Council Chamber, Navy Hall.

Present: His Excellency John Graves Simcoe, Esq., The Honourables Alexander Grant, James Baby, and Æneas Shaw.

His Excellency having laid several papers before the Council containing the resolution of the magistrates of the Home District, and papers appertaining thereto, to solicit the loan of three hundred pounds for the purpose of enabling the District to complete the gaol, and court house, now building in the Town of Newark. Resolved, that it is inexpedient to make the loan requested.

Captain Lindsey: Prays to locate 700 acres of land, agreeably to annexed certificate, and the residue of his lands as a Captain. Ordered 700 acres; and upon producing his commission as a Captain, the residue will be assigned to him.

25th May, 1796.

Council Chamber, Navy Hall.

Present: His Excellency John Graves Simcoe, Esq., and The Honourables Alexander Grant, James Baby, Peter Russell, and Æneas Shaw.

His Excellency and Council having taken into further consideration the establishing a town at Bois Blanc. Resolved that application be made to His Excellency the Commander-in-Chief to take measures for the purchase of the Huron reserve, that a town may be laid out therein.

His Excellency then submitted the following Proclamation to the consideration of the Board.

UPPER CANADA

By His Excellency John Graves Simcoe, Esq., Lieutenant Governor and Major General of His Majesty's Forces.

PROCLAMATION.

Whereas in pursuance of His Majesty's gracious intention respecting the granting of and settling of the waste lands of the Crown in this Province made known by my Proclamation bearing date the seventh day of February, 1792, many persons made applications for certain portions of the ungranted lands of the Crown in their own names and the names of their associates, which applications have in various instances been complied with subject to the terms held out in the Proclamation aforesaid.

And Whereas it is a matter of public notoriety that many of the said applicants have failed in the performance of the conditions required of them.

And Whereas others of the said applicants who have received Orders of Council preparatory to His Majesty's grant under the Seal of the Province

subject to the terms aforesaid from the Lieutenant Governor-in-Council, have wilfully perverted His Majesty's most gracious intentions signified in the Proclamation aforesaid, namely that the respective patentees of such lands should take their estates granted to them severally free of quit rent, and of any other expenses, than such fees as are duly authorized and established, by publicly and openly offering for sale such townships or portion of townships, or by affixing an annual rent charge to be paid for the grant of the same and by many other sinister and illegal transactions in manifest violation of the principles and conditions of the Proclamation aforesaid, and of the terms under which they solicited for themselves and associates such townships or portion of townships.

Be it known therefore to all concerned, that it was this day resolved in Council that all persons claiming by virtue of an Order of Council to receive His Majesty's grant in and for the townships hereinafter named have forfeited the same. That the townships of Osgoode, Welford, Montague, Russell, Kitley, Loughborough, Huntingdon, Rawdon, Murray, Clarke, Whitby, and Windham, are, and they are hereby declared to be vacant and free for the admission of such persons as shall be desirous of occupying and settling the same, agreeably to the terms and conditions of the Proclamation aforesaid.

And Whereas many other townships and tracts of land have been appropriated under orders of the Lieutenant Governor-in-Council to various applicants and their associates.

And Whereas for want of information in respect to the present improvements of the same, if any such be made or the future intentions of the said applicants, it does not appear to be expedient that such townships or tracts should at present be declared vacant; it was further resolved that all persons who intend to avail themselves of the benefit of any appropriations made in any townships or tracts of land whatsoever be directed, and they are hereby directed accordingly, to signify the same to the Clerk of the Honourable the Executive Council on or before the first day of June, 1797, and to shew cause why the Order of Council made in their behalf should not be declared null and void.

And it is further resolved that all persons who occupy lots of land in any of the townships or tracts aforesaid should be directed to apply (and they are hereby directed to apply) for their respective patents or title deeds, agreeably to the terms and conditions specified in the Proclamation aforesaid, within the space of six months—or such lands may be considered as vacant and given to other applicants of which all persons will take notice and govern themselves accordingly.

Given under my Hand and Seal at Arms at our Government House at Navy Hall, the twenty-fifth day of May in the year of our Lord one thousand seven hundred and ninety-six and in the thirty-sixth year of His Majesty's reign.

Signed J.G.S.

By Command of His Excellency. Approved and ordered to be published.

J. SMALL, C.C.

Peter Tenbrook, Esq. attended the Council and produced certificates granted to him by the late Land Board of Lincoln for land on the north side of Burlington Bay being lots Nos. 7 and 8, and praying to have them confirmed to him. Resolved that it appearing from the face of documents brought forward in

support of the petitioner that the Land Board has exceeded the limits of their power granted to them by the Rules and Regulations for the Land-granting Department, and no report being made from the Surveyor General's office at Quebec of the location of the petitioner and it appearing further from the dates of the certificates that the lands in question were granted at a time when they were the property of the Indians, this Board cannot confirm the certificates.

Petition of Saml. Gardner. Has been long settled in the Province, and prays for twelve hundred acres of land. Ordered, that the same be granted.

Abraham Cuyler: States that his loyalty and attachment to His Majesty and the British Government at all times, and his services during the British revolution may be so well known as to render it needless now to enumerate or particularise, but begs leave to mention that his conduct on that occasion has received the approbation of His Majesty's Ministers and Commander-in-Chief, and flatters himself that his exertions in favor of the Royal Cause in every situation have been equal to any one of His Majesty's most loyal and faithful subjects. The memorialist being desirous of making a permanent establishment for the benefit of his family in Upper Canada, and not yet having obtained a grant of land in any of his Majesty's Colonies, prays His Excellency to grant him (for his services during the American War as Lieutenant Colonel, Commanding a Corps of Loyal Volunteers), five thousand acres of land, and also further prays that His Excellency will extend the Royal bounty and grant to each of the rest of his family such further quantity of land as His Excellency may think they merit; and that the said lands may be located and granted in the Township of Cambridge lying between the 4th and 8th range of lots in said township including the 4th and 5th falls on the River Petit Nation. Names of petitioner's family, viz: Jane Cuyler; Cornelius Cuyler, Captain in His Majesty's service, having served as Lieut. in America last war; Jacob Glen Cuyler (present) having taken the oaths and made the declaration required; Cathalina Cuyler, and Elizabeth Cuyler, the petitioner's daughters of age. Ordered a grant of five thousand acres for himself and twelve hundred acres for his son, Glen Cuyler, in the Township of Cambridge.

Petition of Capt. Thomas Fraser and Captain Duncan, in behalf of themselves and associates. Ordered to lie on the table.

J.S.

2nd June, 1796.

Council Chamber Navy Hall.

Present: His Excellency John Graves Simcoe, Esq., The Honourables Alexander Grant, James Baby, and Æneas Shaw.

Petitions read from:

Abel Stevens: Has been at a considerable expense, not less than \$1000, in bringing settlers, and removing his family into the Province; has received 200 acres only. Prays for an additional grant of 1000 acres including the rapid between two small lakes on the south west quarter of Bastard. Ordered that the same be granted.

David Lee, Jun., son of David Lee: Prior to his father's death he obtained a grant for 1000 acres, being son and heir. Settled in the Province in consequence of the grant to his late father. Prays that the 1000 acres may be confirmed to him and that he may be located in the front of the Town of Bastard. Ordered that the patent be issued in the name of the father, and so soon as the lands are located, application must be made for the same.

Mary Graham, wife of Oliver Graham: Prays for 200 acres of land as a loyalist (U.E.). Ordered that it be granted.

Major Evans: Prays for a grant of lot No. 12 and broken front, if vacant, in the Township of Darlington. Ordered to be referred to the Surveyor General to be granted, if vacant.

Richard and Henry Arnold, both Lieuts. in the late British American Legion of Cavalry commanded by General Benedict Arnold: Stated their services entitled them to His Majesty's bounty, and pray for a grant of two thousand acres each in the Township of Kitley. Ordered that the same be granted provided they become actual settlers in the Province. Referred to the Surveyor-General for location.

Richard Arnold, as agent to Major General Benedict Arnold: Has never drawn land elsewhere and prays for a grant in the Townships of Kitley or Wolford. Ordered to be granted provided he becomes a resident in the Province.

J. S.

3rd June, 1796.

Council Chamber, Navy Hall.

Present: His Excellency John Graves Simcoe, Esq., The Honourables Alex'r Grant, James Baby, Peter Russell, and Æneas Shaw.

Read petitions from:

Richard Lovekin, who came into this Province at a very great expense with the whole of his family consisting of a wife, four grown-up sons and three daughters. Prays for a grant of the waste lands of the Crown. Ordered a grant of twelve hundred acres to Richard Lovekin, Sen.; two hundred to Richard Lovekin, Jun.; two hundred to John Lovekin, and that when Thos. and Wm. Lovekin appear in this Province two hundred acres each be granted to them.

D. W. Smith: States that his late father applied for a grant of a small farm adjoining the Town of Newark and that he has abandoned the possession of so much of it as fell within the Military Reservation at Missisaga Point. Prays for a grant of what remains lying between the said reserve and the Town of Newark, a small run of water on Lake Ontario, containing about twenty-five or thirty acres. Ordered that it be granted.

Thomas Merritt, Cornet: States his services during the American War and his desire of becoming a permanent settler in the Province with his family. Prays for the usual bounty to reduced officers of his rank and permission to locate at Long Point or in its vicinity or on the north side of Lake Ontario. Ordered that it be granted, and referred to the Surveyor General.

Richard Beasley: States that he came into the Province in 1777 and served two years as Acting Commissary and has only received two hundred acres. Prays for a further additional grant. Ordered that one thousand acres be granted additional.

Angus Mackintosh: States that he has been a resident of Upper Canada for 19 years and has executed the office of Civil Magistrate. Prays for a grant of waste lands of the Crown in the Western District. Ordered a grant of twelve hundred acres.¹

James Mackintosh: States he has been in Upper Canada for 13 years. Is desirous of forming a settlement. Prays for a grant of waste lands of the Crown in the Western District. Ordered a grant of twelve hundred acres.

¹ Petition read in Council 9th March, 1808.

William Hands: Has been a resident in Upper Canada nineteen years; wishes to become a settler, and prays for a grant of waste lands of the Crown in the Western District. Ordered a grant of twelve hundred acres.

George Meldrum: Prays for a grant of twelve hundred acres of land. Ordered to be granted.

James Fraser: Prays for a grant of twelve hundred acres of land. Ordered to be granted.

William Park: Prays for a grant of twelve hundred acres of land. Ordered to be granted.

Walter Roe: Prays for a grant of twelve hundred acres of land. Ordered to be granted.

J. S.

4th June, 1796.

Council Chamber, Newark.

Present: His Excellency John Graves Simcoe, Esq.; The Honourables Alex'r Grant, and Æneas Shaw.

Petition read from:

Richd. Duncan, Esq. and Thos. Fraser, Esq., respecting an order they obtained dated the 13th July, 1793, for a large tract of land for themselves and associates. They pray for a further specification of the terms on which they obtained the above tract. Resolved, that the petitioners be informed the Proclamation issued by His Excellency Lieutenant Governor Simcoe, the 7th of February, 1792, is sufficiently explanatory of the terms on which townships or tracts of land are granted, as necessary to prevent those inconveniences which have heretofore arisen in many of the claims in America, from granting excessive quantities of land to particular persons.

Read a letter from the Honourable Richard Cartwright, (dated Queenstown 25 May, 1796), stating that he received an Order of Council respecting his petition for lands in right of his father. In answer he observes that tho' his father never held any commission, yet he has the certificates to produce shewing that he received five hundred acres of land under His Majesty's Instructions in 1783. Should this however appear not sufficient to warrant a grant of 1500 acres as an officer, he trusts the circumstances stated in the petition will induce His Excellency and the Council to add seven hundred acres to the quantity already obtained, in order to make up twelve hundred acres. Ordered a grant of seven hundred acres.

Thomas Allison, Captain in His Majesty's 5th Regt. of Foot. States he made application to His Excellency in Council for two thousand acres of land at Long Point and Kettle Creek, and obtained on the 10th July, 1794, grant for 1000 acres at Kettle Creek; and was recommended at the same time to stand among the first applicants for lands at Long Point in order to receive the other 1000 acres when any settlement should be made there, which having now taken place, induces him to renew his application for obtaining the same, and further prays that as soon as Kettle Creek will be surveyed to have a ticket of location for the lands granted to him there. Ordered that it be granted.

Alexander Campbell, Esq. States that having received a sanction from His Excellency in Council to settle thirty families in the Township of Kitley, and has been at a considerable expense; but that he could not wholly fulfil his original expectations for want of the lands being surveyed; that through his means nineteen settlers have been set down on lands in the said township

and twenty-nine are ready as soon as the lands are to be given out under proper survey. Petitioner having a large family of children, ten in number now living, and being desirous to settle them among the people in the said township, prays that each of his children may have a location of land there. Ordered to be referred to the Surveyor General, so that the lands to which his family is entitled may be located in Kitley.

Robert Richardson: Proposes to become a settler in this Province and prays for such quantity of land as His Excellency may think proper. Ordered that the petitioner shall receive twelve hundred acres. Referred to the Surveyor General for location.

Major Edward Jessup attended and prayed to be confirmed in the lands he originally applied for. Resolved that Major Jessup be granted the fall which he terms the second fall on the River Petite Nation and which appears to be in Mr. Rankin's survey named the fourth fall. Also, resolved that three thousand eight hundred acres be granted Major Jessup in the Township of Cambridge as near as may be practicable to the second fall. Resolved that 1400 acres be granted to Lieutenant Edward Jessup as near as may be practicable to the second fall. Resolved that the lot on which the fifth fall in Mr. Rankin's plan is placed, be not included in Major Jessup's grant.

Terence Smith, on behalf of himself and brother, with the Surveyor General's report. Mr. Smith is to be informed that the lands he requests cannot be appropriated till they are surveyed. The Surveyor General to take care they are not granted to other applicants.

J. S.

Saturday, 18th June, 1796.

Council Chamber, at the Garrison at York.

Present: His Excellency John Graves Simcoe, Esq., The Honourables Alexander Grant and Æneas Shaw.

John McGill, Esq., was sworn in as an Executive Councillor Extraordinary, agreeably to the following Mandamus:

GEORGE R.—

To Our Right Trusty and Well-beloved Guy Lord Dorchester, K.B., Our Captain General and Governor in Chief in and over Our Province of Upper Canada, in America, or in his absence to Our Lieutenant Governor or Commander in Chief of Our said Province for the time being. Right Trusty and Well-beloved: We greet You well! We being well satisfied of the Loyalty, Integrity and Ability of Our Trusty and Well-beloved Captain John McGill and David Smith, Esq. have thought fit hereby to signify Our Will and pleasure that forthwith upon receipt of these Presents You swear and admit them the said Captain John McGill and David Smith to be of Our Executive Council in Our Province of Upper Canada in America, to Act as Members of such Council respectively at the times, on the occasions and upon the Summons hereinafter mentioned, and not otherwise, that is to say, provided nevertheless that the said Captain John McGill and David Smith shall not, nor shall either of them Act as Members, or a Member of our said Executive Council, save only and except at such time or times and upon such occasion or occasions respectively when they shall respectively be especially summon'd to attend as Members of such Council by Our Governor, or the Person having the Government of our said Province for the time being, nor shall either of them by Virtue of this Appointment and of their being so sworn and admitted as aforesaid be

entitled to any Salary as Members of Our said Executive Council; And it is our further will and Pleasure that the Special Appointment and Admission of the said Captain John McGill and David Smith respectively in manner aforesaid shall be clearly and distinctly expressed in the Minutes of our said Council upon the swearing and admission of the said Captain John McGill and David Smith, respectively, And for so doing this shall be yr. Warrant, and so We bid You heartily farewell!

Given at our Court at Saint James the second day of March, 1796, in the thirty-sixth Year of Our Reign.

By His Majesty's Command. (Signed) Portland.

27th June, 1796.

Council Chamber, Garrison at York.

Present: His Excellency John Graves Simcoe, Esq.; The Honourables Peter Russell, Æneas Shaw, and John McGill.

David William Smith, Esq. was sworn in as Executive Councillor Extraordinary agreeably to the Mandamus entered June 18, 1796. His Excellency left the Council, and the above Members with the Hon. D. W. Smith formed themselves into a Committee agreeably to His Excellency's commands when the following letter was read by the Clerk:

York, June 26, 1796.

Sir, I am directed by His Excellency the Lieutenant Governor to transmit an extract of a letter from His Grace the Duke of Portland to His Excellency to be laid before the Council including an extract from the Council of Lower Canada.

I am also for the further information of the Council commanded to enclose to you, to be laid before them, the copy of a patent as issued by the Government of Lower Canada, and transmitted by Mr. Secretary Coffin to the Lieutenant Governor in a letter dated March 8th, 1796, a copy of which is herewith sent.

His Excellency desires the Council will be pleased to form a Committee and to take the subject-matter into their consideration.

I am, Sir,

Your most obedient and most Humble Servant,

To J. Small Esq.

E. B. Littlehales.

Clerk of the Council.

No. 1. Extract of a Dispatch to Lieutenant Governor Simcoe, from His Grace, the Duke of Portland, One of His Majesty's Principal Secretaries of State, &c., dated, Whitehall 6th January, 1796.

"I trust that in the reservations mentioned in the first of these letters to have been made in respect of lands granted in the County of Lincoln, previous to the Canada Act, care has been taken to give them as great a corresponding value with the lands in respect of which they are made, as the nature of the case admits of, which certainly takes away all advantages arising from intermixture of the reservations with the grants. It is not possible to judge how far the plan transmitted, or indeed how far any given plan may operate to this effect, as the question, where grants have been made previous to the Canada Act, and where consequently the approved diagram cannot take place, must always be determined by the local situation of the grants and the reservations to be made. It is sufficient therefore to observe that in these cases, the principle I have laid down must be always kept in view in making the reservations.

“Upon an attentive perusal of No. 26 and its inclosures respecting the Table of Fees on Grants of Land, I do not see any material objection to the one adopted, except that it is desirable there should be precisely the same fees taken in both Provinces. And care must be taken, that the amount of the fees for any given quantity does not exceed the ratio laid down in the Nova Scotia Table, which I conceive it will do in the present Table of Upper Canada, if the additional fees contained in the third Resolution of the Council Minutes of the 21st of July, 1795 are suffered to stand, for the Nova Scotia Table is given as a guide, quoad its amount of fees, leaving the distribution of them to your discretion, aided by your Council. I inclose you an extract from the Council Minutes of Lower Canada, containing the Table of Fees for that Province, and I take this opportunity to observe, that it has been represented to me, that His Majesty’s bounty in making grants will be abundantly liberal after charging the grantees with expenses of surveying and setting out their lands, as well as with the amount of the fees for making the grants.

“This being the case there seems no good reason why Government should be charged with the expense of surveys setting out, nor why the waste lands of the Crown should not be given away at least without incurring a national expense, and as measures are taken in Lower Canada for relieving the public from such charges, I expect the same thing will be done in your Government. You will at the same time consider, whether this idea may not be extended beyond a mere indemnification to Government, on perusing the within copy of my letter to Lord Dorchester on this subject; and you will consider how far my suggestions are applicable to the Upper Province.” A true copy of the Dispatch. (Signed) E.B.L.

No. 2 Extract: “With respect to the establishment of the Table of Fees, they have paid particular attention to that part of Mr. Secretary Dundas’s letter, communicated by Your Lordship, which recommends that a reasonable and proportionate fee might be reserved to the Attorney General by deducting somewhat from the fees of other officers, as stated in the Table of Fees of His Majesty’s Province of Nova Scotia, and beg leave to submit the following Table, which is framed conformably to such directions as nearly as may be, consideration being had of the difference of the plan to be adopted in making the grants, and with the addition of the Attorney General’s fee, and also of a fee to the Clerk of the Council, which is not specified in the Nova Scotia Table, amounts in the whole to the same sum to be divided among the several officers of the Crown, for granting 1000 acres, as is allowed by the Nova Scotia Table.

THE TABLE

The Great Seal, The Governor, 10s.; Attorney General, 10s.; Surveyor, 15s.; Secretary, 10s.; Clerk of the Council, 10s.; Auditor, 6s. 8d.; Register, 5s. A total of £3, 6s. 8d.

“And the Committee are further humbly of opinion that as the expediency of disposing of the vacant lands of the Crown to one or more persons, who are usually nominated leaders, seems to have been admitted by His Majesty’s Ministers, and as the payment of the fees to the several officers will be probably discharged in the gross by such leaders, there is no such necessity of drawing out any other Table than the one herein proposed, which is calculated upon a grant of 1000 acres, and may be adopted in adequate proportions to any accumulated grant, or reduced if it should be thought advisable to take out a grant for a smaller quantity.” (Signed) E.B.L.

Quebec, 8th March, 1796.

[No. 4.]

"Sir, Lord Dorchester commands me to inclose for your information a copy of the diagram ¹ and first grant of the waste lands of the Crown made in Lower Canada in conformity to the Act of the thirty-first of the King, and of the Royal Instructions, together with a Table of the fees paid by the grantees.

"The better to secure the reserves for the Crown and Church, the Attorney General recommended that the patent shall be detained in the Secretary's office, and that an authenticated copy should be made legal evidence; a Bill to that effect was accordingly prepared by him, and passed with some alterations, copy of which is also inclosed, accompanied with two other Acts of the present Sessions, to which His Lordship has given His Majesty's assent.

I have the honour to be, &c. (Signed) Thos. Aston Coffin.

"To Major General Simcoe,
Lieutenant Governor of
Upper Canada."

—(Signed) E.B.L.

The Committee of the Executive Council of Upper Canada having maturely considered these papers which have been laid before them by Your Excellency's directions on the subject of the fees allowed to be taken by the officers of the Crown on all grants of land, and observing that Your Excellency is confined to the Nova Scotia Table only, as the standard of the quantum, without being required to follow implicitly the Table of Fees established in Lower Canada, or the principles on which it was formed, they beg leave to state that by the Nova Scotia Table the quantum to be taken on a grant of 1000 acres appears to be £4.1.8. as under:

Governor, on all grants: 2nd Great Seal, 10s.; 1st License of Occupation, 10s. = £1.0.0.

Secretary: License of Occupation, 5s.; Affixing the Great Seal, £1.10. = £1.15.0.

Surveyor General, 15s.

Auditor on all grants, 6s. 8d.

Register on 1000 acre grant, 5s., a total of £4.1.8., and not £3.6.8. as stated in the Quebec Table. But as neither the Attorney General nor the Clerk of the Council have been included in the Nova Scotia Table, the Committee beg leave to recommend to Your Excellency to adopt part of the distribution in the Quebec Table by giving the Secretary's fee on the license of occupation to the Clerk of the Council and the half of his other fees to the Attorney General, agreeable to the Resolution of Council on the 21st of July, 1795, which appears from the extract of the Duke of Portland's letter (which Your Excellency has done them the honour to communicate) to have been approved. Upon this principle, and the ratio of the Nova Scotia Table to which Your Excellency is confined, the distribution of the fees to be taken on all grants will be as follows: On grants under 100 acres: Governor, £1; Secretary, 5s.; Chief Surveyor of Lands, 5s.; Attorney General, 5s.; Auditor, 6s. 8d.; Clerk of the Council, 5s.; Register, 2s. 6d.; a total of £2.9s.2d.

On grants of 100 acres and not exceeding 500 acres:

Governor, £1; Secretary, 10s.; Attorney General, 10s.; Chief Surveyor of Lands, 10s.; Auditor, 6s. 8d.; Clerk of the Council, 5s.; Register, 2s. 6d.; a total of £3.4s. 2d.

¹ Diagram had been detached from original letter and not restored to file.

On grants above 500 and not exceeding 1000 acres:

Governor. £1; Secretary, 15s.; Attorney General, 15s.; Chief Surveyor of Lands, 15s.; Auditor, 6s. 8d.; Clerk of the Council, 5s.; Register, 5s.; a total of £4. 1s. 8d.

On all grants exceeding 1000 acres:

Governor, for every 1000 after the first 1000 acres, 5s.; Secretary, first 1000, 15s.; every 1000 acres after, 2s. 6d.; Attorney General, do. 15s.; for every 1000 acres after, 2s. 6d.; Register for every 1000, to amount of 20,000, 1s.; Register for recording a township, 2s.; Secretary for every right exceeding 20 in number, 2s. 6d.; Attorney General for do., 2s. 6d.; Chief Surveyor of Lands, for do., 5s.

The Committee upon the presumption that the Deputy Surveyor of Woods and Deputy Surveyors of Lands are meant by the Provincial Land Officers of the Crown mentioned by N.B. as not included in the Nova Scotia Table, takes the liberty of adopting the Resolution of Council 21st July, 1795 referred to in His Grace the Duke of Portland's letter mentioned above as the standard of fees to be taken by those officers for their respective services in the Land Granting Department being as follows:

Deputy Surveyors of land, for every search, 1s. 6d.; every assignment or description, 1s.; Deputy Surveyor of Woods, for each certificate, 1s.

And as the grantees of land can never have communication with the Deputy Surveyor of Woods, the Committee beg leave to recommend that the Secretary of the Province be directed to charge his fee to them, with the other fees, and receive it upon issuing the patent, and to collect all the fees coming to the officers of Government upon every patent issued, and account with them respectively for the same on the 30th June and 31st December in each year, charging to each 2½ per cent. for his trouble.

The above report was read in Council on the 9th of July, 1796. His Excellency being present, approved and confirmed the same. (Signed) J. G. Simcoe.

J. SMALL, C.E.C.

28th June, 1796.

Council Chamber, Garrison at York.

The Committee met according to adjournment. Present: The Honourables Peter Russell, Chairman; Æneas Shaw, John McGill, D. W. Smith.

The Committee of Council took into consideration by His Excellency's desire the petitions of sundry applicants in waiting, viz.:

Francis Drouillard, Detroit: Stating that he has been a resident of Detroit thirty-eight years in the course of which time he has served many campaigns particularly from the year 1763 to 1765 in the Indian War, that he has a wife and ten children, and praying for such grant of land as His Excellency may think proper. Several certificates from Col. McKee, Mr. Baby, and other respectable gentlemen were presented with this petition giving the petitioner a most excellent character for loyalty and services and confirming everything set forth therein, also a commission from Governor Hamilton appointing him a Lieut. of Militia in 1777. Recommended for 1200 acres of land, or that such quantity as he may have already been granted be made up to that amount; also 200 acres of land for Dennis Drouillard, his son.

William Gage: Stating that he had a promise from Col. Hunter of 900 acres of land, and that he has only received 600 acres and praying for a further

grant. Recommended for 50 acres to make up his own and family land, and when his eldest son is of age and petitions, he may have 200 acres for himself.

John Dennis: Served the King in the last war, has been a loyalist all his life, has resided nine years in Nova Scotia, has brought with him into this Province a wife and four children, having been promised a lot adjoining Isaac Devine's on the Humber, if he returned into this Province within twelve months. Prays for that lot and 1000 acres in addition. Recommended for such quantity of land as His Excellency may have originally judged he merited, and that the lot promised him on the Humber may be part of the grant, if His Excellency is not under a previous promise to Mr. Wilson.

Thos. Edwards: Has been eleven years in the vicinity of Detroit, has a wife and eleven children and never drawn any lands. Was born in England and has been a farmer all his life-time. Prays for land on the River La Tranche. In consideration of his large family, recommended for 400 acres.

John Collins: Served in the 71st Regt., has received 200 acres and prays for 100 acres more. Not producing his discharge from the 71st Regt. prayer rejected.

Josiah Lockwood, a loyalist: Two of his sons served in the Royal Volunteers at New York. Has a wife and six children, His Excellency had the goodness to direct that he should receive 600 acres in Flamborough, that having never received any Order of Council for the same, prays that he may be confirmed in the 600 acres. Recommended for 400 acres in Flamboro.

Benjamin Lockwood: Wishes to become an inhabitant of this Province. Prays for a grant of land. Recommended for 200 acres near his father's lot.

John Dunbar, appeared personally for confirmation of the prayer of the petition presented in Council 18th August, 1795, for the mill and scite which he holds near Fort Erie. Recommended to be granted, if not already granted, together with an acre in the vicinage.

John McCall, appeared personally, reference being had to the late Order of Council to Captain Haggarty's petition with his own. Recommended that Mr. McCall and his associates may be accommodated at Long Point as near to his and their wishes as the Surveyor General can find vacancies for them.

Robert Young: Received 400 acres on the Carrying Place at the head of the Bay of Quinté. Prays for a further grant. Recommended that 1200 acres be granted Mr. Young, and 200 acres to each of his grown sons, Robert and Reuben, but the location left to the Surveyor General who will consider any former grant as part of the quantity now recommended.

Joseph Clark: Joined the British Forces in the year 1776. Prays for 1000 acres of land. Recommended for 400 acres.

Mathias Marsh: Has three sons, Archibald, William, and Edmund, and three daughters, that he has been in the Province 8 years and has received 100 acres only. Prays for lots Nos. 35 and 34 in the Township of Murray with the broken fronts. Reference being had to a letter from the Clerk of the Council to Mr. Baker dated June 22, 1793, recommended that the petitioner be assigned No. 35 (if vacant) in the Township of Murray, in addition to the 100 acres already granted him.

Asa Weller, a loyalist, lately arrived in the Province: Has a wife and six children. States that His Excellency has been pleased to approve his having a lot of 100 acres on the south west side the Carrying Place Presq'île de Quinté. Prays for a grant of the same and 100 acres more of the said lot; also such quantity adjoining Presq'isle Harbour, and No. 4 in front of the Township of Murray, with the broken fronts for his wife, the daughter of a loyalist. Refer-

ence being had to a letter from the Clerk of the Council to Mr. Baker dated 22 June, 1793, recommended that the petitioner may be assigned No. 4 in the Township of Murray in front of first concession as desired, if vacant, and that 200 acres more be granted his wife.

Bernard Carey, a loyalist: Prays for land and a town lot in York. Recommended for 200 acres in the County of York, and a back town lot; and referred to the Surveyor General.

Roger Bates: Lately arrived in this Province from Vermont, with a wife and six children exclusive of his eldest son, is desirous to reside in the Province, and being in a condition to improve and cultivate a large tract of land prays for 1200 acres. His petition accompanied by recommendations from the most respectable inhabitants of Vermont, recommended for 600 acres in the Township of Clarke.

Adha Bates: Lately come from Vermont, with a wife and two sons. Prays for 1200 acres of land. Recommended for 200 acres.

Thos. Saunders, prays for 200 acres on Patterson's Creek. Recommended for 200 acres on Yonge Street, and referred to the Surveyor General.

John Burk, settled on lot No. 13 first con., Township of Darlington. To be reserved for the petitioner until he produces to the Surveyor General Mr. Peirce's permission to settle on the said lot or until the Township of Darlington is laid open, in which case the petitioner to have a grant of the lot prayed for.

J. SMALL.

Thursday, 24th November, 1796.

Council Chamber, Newark.

Present: Honourables Peter Russell, Administering the Government, and D. W. Smith.

The Honourable John Elmsley, took the Oaths of Allegiance, Supremacy, and Abjuration, and subscribed the Test, and also took the oath for the due execution of his office, as an Executive Councillor.

ADJOURNED. J. SMALL, C.E.C.

APPENDIX I.

Appointment of John Graves Simcoe, to be Lieutenant Governor of Upper Canada.

(12 Sept. 1791)

GEORGE R.

GEORGE THE THIRD by the Grace of God of Great Britain, France and Ireland, King, Defender of the Faith, etc.:

To our Trusty and Well beloved John Graves Simcoe, Esquire,—Greeting.¹

We, reposing especial trust and confidence in your loyalty, integrity and ability, do by these presents constitute and appoint you to be Our Lieutenant-Governor of our Province of Upper Canada in America. To have, hold, exercise, and enjoy the said place and office during our Pleasure, with all rights, privileges, profits, perquisites and advantages to the same belonging or appertaining and, further, in case of his death or during the absence of Our Captain General and Governor in Chief of Our said Province of Upper Canada, now and for the time being, We do hereby authorize and require you to exercise and perform all and singular the powers and directions contained in Our Commission to Our said Captain General and Governor in Chief according to such instructions as he hath already received from Us, and such further Orders and Instructions as he or you shall hereafter receive from Us, and we do hereby command all and singular Our Officers, Ministers and loving subjects in Our said Province, and all others whom it may concern, to take due notice hereof and to give their ready obedience accordingly. Given at Our Court of St. James's, the Twelfth day of September, 1791, in the Thirty-first year of Our Reign.

(Signed) HENRY DUNDAS.

By His Majesty's Command.

APPENDIX II

COLONEL SIMCOE'S ARRIVAL AT QUEBEC

FROM J. G. SIMCOE TO HENRY DUNDAS ²

Quebec, Novr. 12th, 1791.

Sir,

Captn Murray meaning to sail this evening for Halifax I do myself the honour of informing you that the Triton arrived early on the morning of the eleventh in the Harbour of Quebec.

I propose writing by a Merchant Vessel which is to sail on the fifteenth but am unwilling to risk the Notification of my safe arrival on the possibility of the Vessel's losing her passage. I have the honour to inform you that I delivered the letter which his Majesty was pleased to entrust to me for his Royal Highness Prince Edward & I have the pleasure to add that I found the Prince in perfect Health.

I have the honour to be with the most
perfect Respect,

Your most Obedt & most faithful &c.

J. G. SIMCOE.

¹ Ontario Archives, 1906, p. 161.

² Simcoe Papers pp. 77-79 Ont. His. Soc. 1923.

To the Right Honble. Henry Dundas, &c., &c.

Endorsed:—Quebec, 12th Novr, 1791. Lt. Govr. Clarke (sic) R. 30 Dec.
Read by the King.

FROM J. G. SIMCOE TO SIR GEORGE YONGE

Private

Quebec, Novr. 12, 1791.

Dear Sir,

I flatter myself it will give you pleasure to learn that after a blustering passage, we anchored safely at Quebec on the 11 November. I have scarcely had time to look about me as yet, having been occupied in getting our baggage on shore as Captain Murray of the Triton is in haste to proceed towards Halifax lest he should be frozen in.

I understand that the Americans have made an Expedition to take Post at the Miamis that flows into the Erie and the Sandusky. They have acted most wisely in the carrying on of these Military Operations against the Savages. It has been a Succession of Expedition after Expedition, the one following the Return of the preceding one, and the present Force is said to consist of 4,000 Troops. I am convinced that my System is just to prevent War by the Appearance of Force, and by its Concentration. I do therefore most earnestly hope that the Companies, a British Regiment and a good Field Train, will be established in my intended Capital. It is understood that a Thousand men will be left in the American Post at the Miamis.

I have written most strongly to Mr. Dundas to desire that I may have a Letter of Service as Colonel in America. I hope it will be expressed generally, though the Prince's being here has prevented me for the present from obtaining the rank of Brigadier General: there is no Reason that I know why I should be unable of acting till such time as my Corps arrives from England.

I would not waste an hour, much less Months. I hope that you have been good enough to have forwarded the Letter explanatory of my Rank, &c. &c. which you sent to me at Weymouth, if not, may I beg that it may be sent by the first Opportunity.

If, by the Appearance of Force and the diffusion of the pay of our Troops, Peace shall be preserved in Upper Canada for five years, I am confirmed by those with whom I have conversed in this Country that it will sustain itself. My wife joins me in best wishes to Lady Yonge, and I am,

Dear Sir George,

Your ever obliged,

J. G. SIMCOE.

To Sir Geo. Yonge.

FROM LIEUT. GOVERNOR CLARKE TO HENRY DUNDAS

No. 10.

Quebec, 12th November, 1791.

Sir,

I have the honor to acquaint you that His Majesty's Ship Triton, with Colonel Simcoe on board, arrived here yesterday, by whom I received a new Commission appointing me Lieutenant Governor of Lower Canada, with the undermentioned dispatches addressed to Lord Dorchester vizt. No. 1, 2, 3 & 4

letters of the 16th September last, accompanied by the Act relative to the Government of this Country passed in the last Session of Parliament and a Warrant authorizing the Governor of the Province of Quebec to fix and declare the Commencement thereof—also a Commission under the Great Seal revoking Lord Dorchester's former Commission as Governor of the Province of Quebec and vesting him with the chief Government of Upper and Lower Canada, likewise four separate setts of instructions under the Royal Sign Manual, together with other inclosures in said letters referred to—further a letter of the 15th September inclosing an order of His Majesty in Council for the dividing the province of Quebec into two distinct Governments and two Circular letters of the 8th & 21st September with their accompanying papers.

I have the honour to be with great respect, Sir,

Your most obedient and most faithful humble Servant,

ALURED CLARKE.

The Honble. Henry Dundas.

Endorsed:—Quebec, 12 Novem., 1791. Lt. Govr. Clarke. No. 10. R. 3d Jan., 1792.

FROM J. G. SIMCOE TO HENRY DUNDAS

Quebec, Novr. the 13th, 1791.

Sir:

I do myself the honour of informing you that I arrived in the bason of Quebec early on the morning of the eleventh. The Triton met with some very heavy Gales in her passage, particularly when in the River St. Lawrence but which she weathered without the slightest damage evidently owing to the professional knowledge & foresight of Captn Murray. She sailed this morning for Halifax.

I delivered Ld Dorchester's Commission & the Dispatches, Sr. John Johnson's Commission & his own to Major General Clarke—I beg leave to inform you that I delivered the Letter which his Majesty was pleased to entrust me with to his Royal Highness Prince Edward & I have the pleasure to add that I found his Royal Highness in perfect Health.

I have the honour to be with the utmost Respect, Sir,

Your most obt & most humble St.

J. G. SIMCOE.

to the Rt. Honble Henry Dundas.

Endorsed:—Quebec, 13th Nov., 1791. Lt. Govr. Simcoe, R. 3d January, 1792.

APPENDIX III

Oaths administered to Members of the Executive Council and Officials of Upper Canada (9th July, 1792).²

Every Councillor must take the oath of allegiance, supremacy, and abjuration, and subscribe the test; after which he must take the following oath of office.

² Extracted from Original Minutes, Land and State Book "A" pp. E, F and W.

OATH OF OFFICE

You do swear that you faith and true allegiance bear unto His Most Sacred Majesty King George the Third, and to his heirs and successors, and shall be true and faithful to His Excellency, as he is commissioned Captain General and Governor in Chief in and over this His Majesty's Province, and that you will in the place and office of his Majesty's Councillors of this Province, well and faithfully serve His said Majesty and promote the good of his Majesty's affairs with your best advice and counsel; You shall with your best ability defend this Province from all foreign, noxious and intestine insurrections; You shall not countenance or conceal any plot or seditious conspiracy, or any treasonable or seditious speeches against His said Majesty, his heirs or successors, or His said Excellency, but you shall give speedy notice thereof unto His said Excellency, or to some Member of the Council; the secret debates of the Council you shall not reveal directly or indirectly; all which you shall, to the utmost of your ability, perform. So help me God.

OATH OF ALLEGIANCE

I, A.B. do sincerely promise and swear, that I will be faithful and bear true allegiance to His Majesty King George; so help me God.

OATH OF SUPREMACY

I, A.B. do swear, that I do from my heart abhor, detest and abjure as impious and heretical, that damnable doctrine and position, that princes excommunicated or deprived by the Pope, or any authority of the See of Rome, may be deposed or murdered by their subjects, or any other whatsoever. And I do declare, that no foreign prince, person, prelate, state, or potentate, hath, or ought to have, any jurisdiction, power, superiority, pre-eminence or authority, ecclesiastical or spiritual, within this realm; so help me God.

OATH OF ABJURATION

I, A.B. do truly and sincerely acknowledge, profess, testify, and declare in my conscience, before God and the world, that our Sovereign Lord King George is lawful and rightful King of this realm, and all other His Majesty's dominions thereunto belonging. And I solemnly and sincerely declare, that I do believe in my conscience, that not any of the descendants of the person who pretended to be Prince of Wales during the life of the late King James the Second, and since his decease pretended to be, and took upon himself the style and title of King of England, by the name of James the Third, or of Scotland by the name of James the Eighth, or the style and title of King of Great Britain hath any right, or title whatsoever, to the Crown of this realm, or any other the dominions thereunto belonging. And I do renounce, refuse and abjure any allegiance or obedience to any of them. And I do swear, that I will bear faith and true allegiance to His Majesty King George, and him will defend to the utmost of my power, against all traitorous conspiracies and attempts whatsoever

which shall be made against his person, crown, or dignity. And I will do my utmost endeavour to disclose and make known to His Majesty and his successors, all treasons and traitorous conspiracies which I shall know to be against him or any of them. And I do faithfully promise to the utmost of my power, to support, maintain and defend the succession of the Crown against the descendants of the said James, and against all other persons whatsoever; which succession, by an Act Intituled, An Act for the further limitation of the Crown, and better securing the rights and liberties of the subject, is and stands limited to the Princess Sophia, Electress and Duchess Dowager of Hanover and the heirs of her body being protestants.

And all these things I do plainly and sincerely acknowledge and swear according to these express words by me spoken and according to the plain and common sense and understanding of the same words without any equivocation, mental evasion or secret reservation whatsoever. And I do make this recognition, acknowledgment, adjuration, renunciation and promise, heartily, willingly and truly upon the true faith of a Christian; so help me God.

THE TEST

I, A.B. do declare that I do believe that there is not any transubstantiation in the Sacrament of the Lord's Supper or in the elements of bread and wine, at or after the consecration thereof by any person whatsoever. (Vide page 72.)

APPENDIX IV

EXECUTIVE COUNCIL

Lieutenant-Governor.....	His Excellency John Graves Simcoe.
Members.....	Chief Justice William Osgoode. Honourable James Baby. “ Peter Russell. “ Alexander Grant. “ Aeneas Shaw. “ William Robertson (resigned, 1792). “ John McGill (Extraordinary). “ David William Smith (Extraordinary). “ John Elmsley.
Clerk.....	Capt. Edward B. Littlehales, <i>pro tem</i> , 9th July, 1792. John Small, Esquire.
Confidential Clerk.....	Richard B. Tickell.

APPENDIX V

LEGISLATIVE COUNCIL

Speaker: Honourable William Osgoode.

Clerk: James Clark, Esquire.

Honourable James Baby.

" Richard Cartwright, Jr.

" Richard Duncan.

" Alexander Grant.

" Robert Hamilton.

" John Munro.

" William Osgoode.

" Peter Russell.

APPENDIX VI

LEGISLATIVE ASSEMBLY, 1792-1794

Speaker.....	Honourable John McDonell.
1st Glengarry.....	Hugh McDonell.
2nd Glengarry.....	Hon. John McDonell (Speaker).
Stormont.....	Jeremiah French.
Dundas.....	Alexander Campbell.
Grenville.....	Ephraim Jones.
Leeds-Frontenac.....	John White (Attorney General).
Addington-Ontario.....	Joshua Booth.
Prince Edward.....	Peter Van Alstine.
Lennox, Hastings, Northumberland.....	Hazelton Spencer.
Durham, York and 1st Lincoln.....	Nathaniel Pettit.
2nd Lincoln.....	Benjamin Pawling.
3rd Lincoln.....	Isaac Swayzie.
4th Lincoln and Norfolk.....	Parshall Terry.
Suffolk and Essex.....	Hon. David William Smith.
	William Macomb.
	Francois Baby.
Clerk of the House.....	Angus McDonell.
Sergeant-at-Arms.....	George Lawe.
Chaplain.....	Rev. Robert Addison.

APPENDIX VII

EXECUTIVE OFFICERS

Secretary and Registrar.....	William Jarvis, Esquire.
Receiver-General.....	Honourable Peter Russell.
Attorney General.....	John White, Esquire.
Clerk of the Crown.....	David Burns, Esquire.
Surveyor General.....	Honourable David William Smith.
Commissary of Stores.....	Captain John McGill.

JUDICIARY

Chief Justice.....	Honourable William Osgoode. ¹
	Honourable John Elmsley.
Judge, Court of Common Pleas.....	Honourable Wm. Dummer Powell.

APPENDIX VIII.

FORMATION OF THE OLD DISTRICTS

PROCLAMATION

(24th July, 1788)

DORCHESTER, G

GEORGE the THIRD by the grace of God, of Great Britain, France, and Ireland, King, Defender of the Faith, and so forth. To all our loving subjects, whom these presents may concern, greeting:²

Whereas our province of Quebec stands at present divided only into two districts, and by virtue of two certain acts or ordinances, the one passed by our governor and the legislative council, in the twenty-seventh year of our reign, and the other in the present year, provision is made for forming and organizing one or more new districts. Now, therefore, know ye, that our governor of our said province, by the advice and consent of our council of our said province, and in pursuance of the acts and ordinances aforesaid, hath formed and doth hereby form the several new districts hereinafter described and named, to wit: the district of Luneburg, bounded on the east by the eastern limit of a tract lately called or known by the name of Lancaster, protracted northerly and southerly as far as our said province extends, and bounded westerly by a north and south line, intersecting the mouth of the river Gananoque, now called the Thames, above the rifts of the Saint Lawrence, and extending southerly and northerly to the limits of our said province. therein comprehending the several towns or tracts called or known by the names of Lancaster, Charlottenburg, Cornwall, Osnabruck, Williamsburg, Matilda, Edwardsburg, Augusta, and Elizabethtown; and also one other district to be called the district of Mecklenburg, extending within the north and south bounds of our said province, from the western limits of the said district of Luneburg, as far westerly as to a north and south line, intersecting the mouth of a river now called the Trent, discharging itself from the west into the head of the bay of Quinty, and therein comprehending the several towns or tracts called or known by the names of Pittsburg, Kingstown, Ernestown, Fredericksburg, Adolphustown, Marysburg, Sophiasburg, Ameliastown, Sydney, Thurlow, Richmond, and Camden; and also one other district to be called the district of Nassau, extending within the north and south bounds of our said province, from the western limit of the last mentioned district, so far westerly as to a north and south line, intersecting the extreme projection of Long Point into the lake Erie, on the northerly side of the said lake Erie; and also one other district to be called the district of Hesse, which is to comprehend all the residue of our said province in the western or

¹ Appointed Chief Justice, Lower Canada, 1794.
² Ontario Archives, 1906, pp. 157, 158.

inland parts thereof, of the entire breadth thereof, from the southerly to the northerly boundary of the same; and also one other district to be called the district of Gaspé, and to comprehend all that part of our said province on the southerly side of Saint Lawrence, to the eastward of a north and south line, intersecting the northeasterly side of Cape Cat, which is on the southerly side of the said river; of which all our loving subjects are to take due notice, and govern themselves accordingly.

In testimony whereof, we have caused these our letters to be made patent, and the great seal of our said province to be hereunto affixed. Witness our trusty and well beloved GUY, LORD DORCHESTER, captain general and governor in chief of our said province, at our castle of Saint Lewis, in our city of Quebec, the twenty-fourth day of July, in the year of our Lord one thousand seven hundred and eighty-eight, and of our reign the twenty-eighth.

GEO. POWNALL, Sec'y.

APPENDIX IX.

CONDITIONS OF LAND SETTLEMENT

PROCLAMATION ¹

7th February, 1792.

His Excellency JOHN GRAVES SIMCOE, Esquire, Lieutenant Governor and Commander in Chief of the said Province, and Colonel Commanding His Majesty's Forces, &c.

To such as are desirous to settle on the Lands of the Crown in the Province of Upper Canada:

Be it known to all concerned, that His Majesty hath by His Royal Commission and Instructions to the Governor, and in his absence to the Lieutenant Governor or Person administering the Government for the time being of the said Province of Upper Canada, given Authority and Command to grant the Lands of the Crown in the same by Patent under the Great Seal thereof; and it being expedient to publish and declare the Royal Intention respecting such Grants and Patents, I do accordingly hereby make known the Terms of Grant and Settlement to be:

FIRST. That the Crown Lands to be granted be parcel of a Township: If an Inland Township, of Ten Miles square, and if a Township on navigable waters, of Nine Miles in Front and Twelve Miles in Depth, to be run out and marked by His Majesty's Surveyor or Deputy Surveyor General, or under his Sanction and Authority.

SECOND. That only such Part of the Township be granted as shall remain, after a Reservation of one seventh Part thereof, for the Support of a Protestant Clergy, and one other seventh Part thereof, for the future disposition of the Crown.

¹ Ont. Archives pp. cv, cvii, 1905.

THIRD. That no Farm Lot shall be granted to any one Person which shall contain more than Two Hundred Acres; yet the Governor, Lieutenant Governor or Person administering the Government, is allowed and permitted to grant to any Person or Persons such further Quantity of Land as they may desire, not exceeding One Thousand Acres over and above what may have been before granted to them.

FOURTH. That every Petitioner for Lands make it appear, that he or she is in a Condition to cultivate and improve the same, and shall besides taking the usual Oaths, subscribe a Declaration (before proper Persons to be for that purpose appointed) of the Tenor of the Words following, viz. "I A. B. do promise and declare that I will maintain and defend to the utmost of my Power the Authority of the King in His Parliament as the supreme Legislature of this Province "

FIFTH. That Applications for Grants be made by Petition to the Governor, Lieutenant Governor, or Person administering the Government for the time being, and where it is advisable to grant the Prayer thereof a Warrant shall issue to the proper Officer for a survey thereof, returnable within Six Months with a Plot annexed, and be followed with a Patent granting the same, if desired, in Free and Common Soccage, upon the Terms and Conditions in the Royal Instructions expressed, and herein after suggested.

SIXTH. That all grants reserve to the Crown all Coals, commonly called Sea Coals, and Mines of Gold, Silver, Copper, Tin, Iron, and Lead; and each Patent contain a Clause for the Reservation of Timber for the Royal Navy of the Tenor following:

"And provided also, that no Part of the Tract or Parcel of Land hereby granted to the said _____ and his Heirs, be within any Reservation heretofore made and marked for Us, Our Heirs and Successors by Our Surveyor General of Woods, or his lawful Deputy; in which Case, this Our Grant for such Part of the Land hereby given and granted to the said _____ and his Heirs for ever as aforesaid, and which shall upon a survey thereof, being made, be found within any such Reservation, shall be null and void, any thing herein contained, to the contrary notwithstanding."

SEVENTH. That the Two Sevenths reserved for the Crown's future Disposition, and the Support of a Protestant Clergy, be not severed Tracts each of One Seventh Part of the Township, but such Lots or Farms therein, as in the Surveyor General's Return of the Survey of the Township, shall be described as set apart for these Purposes, between the other Farms of which the said Township shall consist, to the Intent that the Lands so to be reserved, may be nearly of the like Value with an equal Quantity of the other Parts to be granted out as aforementioned.

EIGHTH. That the respective Patentees are to take the Estates granted to them severally free of Quit Rent and of any other Expenses, than such Fees as are or may be allowed to be demanded and received by the different Officers concerned in passing the Patent and recording the same, to be stated in a Table authorized and established by the Government and publicly fixed up in the several Offices of the Clerk of the Council, of the Surveyor General, and of the Secretary of the Province.

NINTH. That every Patent be entered upon Record within Six Months from the Date thereof, in the Secretary's or Register's Offices, and a Docket thereof in the Auditor's Office.

TENTH. Whenever it shall be thought advisable to grant any given Quantity to one Person of One Thousand Acres or under, and the same cannot be found by Reason of the said Reservations and prior Grants within the Township in the Petition expressed, the same, or what shall be requisite to make up to such Person the Quantity advised, shall be located to him, in some other Township upon a new Petition for that Purpose to be preferred.

And of the said several Regulations, all Persons concerned are to take Notice, and govern themselves accordingly.

GIVEN under my Hand and Seal in the City of Quebec, the Seventh Day of February, in the Thirty-second Year of His Majesty's Reign, and in the Year of Our Lord One thousand Seven hundred and Ninety-two.

JOHN GRAVES SIMCOE.

By His Excellency's Command,
Thos. Talbot, Acting Secretary.

APPENDIX X.

FIRST COUNTIES IN UPPER CANADA.

PROCLAMATION

(16 July, 1792.)

J. GRAVES SIMCOE.

GEORGE the THIRD, by the grace of God, of Great Britain, France, and Ireland, King, Defender of the Faith, and so forth, &c. To all our loving subjects, whom these presents may concern:

(Preamble re the division of the Province into Counties omitted).

That the first of the said counties be hereafter called by the name of the county of Glengary; which county is to be bounded on the east by the lines that divide Upper from Lower Canada, on the south by the river St. Lawrence, and westerly by the easternmost boundary of the late township of Cornwall, running north twenty-four degrees west until it intersects the Ottawa or Grand river, thence descending the said river until it meets the divisional lines aforesaid. The said county is to comprehend all the islands in the said river St. Lawrence nearest to the said county, and in the whole or greater part fronting the same.

That the second of the said counties be hereafter called by the name of the county of Stormont; which county is to be bounded on the east by the westernmost line of the county of Glengary, on the south by the river St. Lawrence, to the westernmost boundary of the late township of Osnaburg, and on the west by the easternmost boundary line of the late township of Williamsburgh, running north twenty-four degrees west until it intersects the Ottawa or Grand river, then descending the said river until it meets the northwesternmost boundary of the county of Glengary. The said county of Stormont is to comprehend all the islands in the said river St. Lawrence nearest to the said county, in the whole or greater part fronting the same.

That the third of the said counties be hereafter called by the name of the county of Dundas; which county is to be bounded on the east by the westernmost boundary line of the county of Stormont, on the south by the river St. Lawrence, and on the west by the easternmost boundary line of the late township of Edwardsburg, running north twenty-four degrees west until it intersects the Ottawa or Grand river, thence descending the said river until it meets the northwesternmost boundary of the county of Stormont. The said county of Dundas is to comprehend all the islands in the said river St. Lawrence nearest to the said county, in the whole or greater part fronting the same.

That the fourth of the said counties be hereafter called by the name of the county of Grenvill; which county is to be bounded on the east by the westernmost line of the county of Dundas, on the south by the river St. Lawrence, and on the west by the easternmost boundary line of the late township of Elizabethtown, running north twenty-four degrees west until it intersects the Ottawa or Grand river, thence descending the said river until it meets the northwesternmost boundary of the county of Dundas. The said county of Grenvill is to comprehend all the islands in the river St. Lawrence nearest to the said county, in the whole or greater part fronting the same.

That the fifth of the said counties be hereafter called by the name of the county of Leeds; which county is to be bounded on the east by the westernmost line of the county of Grenvill, on the south by the river St. Lawrence, and on the west by the easternmost boundary line of the late township of Pittsburgh, running north until it intersects the Ottawa or Grand river, thence descending the said river until it meets the northwesternmost boundary of the county of Grenvill. The said county of Leeds is to comprehend all the islands in the said river St. Lawrence nearest the said county, in the whole or greater part fronting the same.

That the sixth of the said counties be hereafter called by the name of the county of Frontenac; which county is to be bounded on the east by the westernmost line of the county of Leeds, on the south by lake Ontario, on the west by the easternmost boundary line of the late township of Ernestown, running north twenty-four degrees west until it intersects the Ottawa or Grand river, thence descending the said river until it meets the northwesternmost boundary of the county of Leeds.

That the seventh of the said counties be hereafter called by the name of the county of Ontario; which county is to consist of the following islands: An island at present known by the name isle Tonti, to be called Amherst island; an island known by the name of isle au Foret, to be called Gage Island; an island known by the name of Grand island, to be called Wolfe island; an island known by the name of isle Cauchois, to be called Howe island, and to comprehend all the island between the mouth of the Gananoque to the easternmost extremity of the late township of Marysburgh, called point Pleasant.

That the eighth of the said counties be hereafter called by the name of the county of Addington; which county is to be bounded on the east by the westernmost line of the county of Frontenac, on the south by lake Ontario, to the westernmost boundary of the late township of Ernestown, and on the west by the easternmost boundary line of the township of Fredericksburgh, running north thirty-one degrees west until it meets the Ottawa or Grand river, thence descending the said river until it meets the northwesternmost boundary of the county of Frontenac; comprehending within the said county all the islands nearest to it, in the whole or greater part fronting the same.

That the ninth of the said counties be hereafter called by the name of the county of Lenox; which county is to be bounded on the east by the westernmost line of the county of Addington, on the west and south by the bay of Quinte, to the easternmost boundary of the Mohawk village, thence by a line along the westernmost boundary of the late township of Richmond, running north sixteen degrees to the depth of twelve miles, thence running north seventy-four degrees east until it meets the northwesternmost boundary of the county of Addington; and comprehending all the islands in the bays and nearest to the shores thereof.

That the tenth of the said counties be hereafter called by the name of the county of Prince Edward; which county is to be bounded on the south by lake Ontario, on the west by the carrying-place on the isthmus of the Presque isle d'Quinte, on the north by the bay of Quinte, and on the east, from point Pleasant to point Traverse, by its several shores and bays, including the late township of Ameliasburg, Sophiasburg, and Marysburg. The said county of Prince Edward is to comprehend all the islands in the said lake Ontario and bay of Quinte nearest to the said county, in the whole or greater part fronting the same.

That the eleventh of the said counties be hereafter called by the name of the county of Hastings; which county is to be bounded on the east by the westernmost line of the county of Lenox, on the south by the bay of Quinte, until it meets a boundary on the easternmost line of the river Trent, thence along the said river until it intersects the rear of the ninth concession, thence by a line running north sixteen degrees west until it intersects the Ottawa or Grand river, thence descending the said river until it meets the northwesternmost boundary of the county of Addington; and the said county of Hastings, to comprehend all the islands in the said bay of Quinte and river Trent nearest to the said county, in the whole or greater part fronting the same.

That the twelfth of the said counties be hereafter called by the name of the county of Northumberland; which county is to be bounded on the east by the westernmost line of the county of Hastings and the carrying-place of the Presque isle d'Quinte, on the south by lake Ontario until it meets the westernmost point of the Little bay, thence by a line running north sixteen degrees west until it meets the southern boundary of a tract of land belonging to the Mississague Indians, thence along the said tract parallel to lake Ontario until it meets the northwesternmost boundary of the county of Hastings. The said county of Northumberland is to comprehend all the islands in the said lake Ontario and bay of Quinte nearest to the said county, in the whole or greater part fronting the same.

That the thirteenth of the said counties be hereafter called by the name of the county of Durham; which county is to be bounded on the east by the westernmost line of the county of Northumberland, on the south by lake Ontario until it meets the westernmost point of Long Beach, thence by a line running north sixteen degrees west until it intersects the southern boundary of a tract of land belonging to the Mississague Indians, thence along the said tract parallel to lake Ontario until it meets the northwesternmost boundary of the county of Northumberland.

That the fourteenth of the said counties be hereafter called by the name of the county of York; which county is to consist of two ridings, the east and west riding; the east riding is to be bounded on the east by the westernmost line of the county of Durham, on the south by lake Ontario until it meets the easternmost boundary of a tract of land belonging to the Mississague Indians, on the

west by the easternmost boundary line of said tract, running north sixteen degrees west the distance of twenty-eight miles, north seventy-four degrees east fourteen miles, thence south sixteen degrees east sixteen miles, to the southern boundary of the lands belonging to the said Indians, thence along the said tract parallel to lake Ontario until it meets the northwesternmost boundary of the county of Durham. That the west riding of the said county be hereafter called by the name of the west riding of the county of York; which riding is to be bounded on the east by the westernmost line of a tract of land belonging to the Mississague Indians, running north forty-five degrees west to the river La Tranche, to be called the Thames, on the south by lake Geneva, to be called Burlington bay, and a carrying-place leading through the Mohawk village to where it intersects the river La Tranche or Thames, thence up the said river to the northwesternmost boundary of a tract of land belonging to the Mississague Indians.

That the fifteenth of the said counties be hereafter called by the name of the county of Lincoln; which county is to be divided into four ridings. The first riding is to be bounded on the west by the easternmost line of the county of York, on the south by the Grand river, to be called the Ouse, thence descending the said river until it meets an Indian road leading to the forks of the Chippawa creek, which creek is to be called the Welland, thence descending the said creek until it meets the continuation of the easternmost boundary of the late township No. 5, thence north along the said boundary until it intersects lake Ontario, thence along the south shore of lake Ontario until it meets the southeast boundary of the county of York. The second riding is to be bounded on the west by the easternmost line of the first riding, on the north by lake Ontario, on the east by the river Niagara, and on the south by the northern boundary of the late townships No. 2, No. 9, and No. 10. The third riding is to be bounded on the east by the river Niagara, on the south by the Chippawa or Welland, on the west by the easternmost boundary of the first riding, and on the north by the southern boundary of the second riding. The fourth riding is to be bounded on the east by the river Niagara, on the south by lake Erie, to the north of the Grand river or Ouse, thence up the said river to the road leading from the said Grand river or Ouse, to the forks of the Chippawa or Welland, and on the north by the said road until it strikes the forks of the Welland, thence down the said Welland to the river Niagara; the said fourth riding to include the islands comprised within the easternmost boundaries of the river Niagara.

That the sixteenth of the said counties be hereafter called by the name of the county of Norfolk; which county is to be bounded on the north and east by the county of Lincoln and the river La Tranche, now called the Thames, on the south side by the lake Erie until it meets the Barlue, to be called the Orwell river, thence by a line running north sixteen degrees west until it intersects the river La Tranche or Thames, thence up the said river until it meets the northwest boundary of the county of York.

That the seventeenth of the said counties be hereafter called by the name of the county of Suffolk; which county is to be bounded on the east by the county of Norfolk, on the south by lake Erie, until it meets the carrying-place from point au Pins, unto the Thames, on the west by the said carrying-place, thence up the said river Thames until it meets the northwesternmost boundary of the county of Norfolk.

That the eighteenth of the said counties be hereafter called by the name of the county of Essex; which county is to be bounded on the east by the county

of Suffolk, on the south by lake Erie, on the west by the river Detroit to Maisonville's mill, from thence by a line running parallel to the river Detroit and lake St. Clair, at the distance of four miles, until it meets the river La Tranche or Thames, thence up the said river to the northwest boundary of the county of Suffolk.

That the nineteenth of the said counties be hereafter called by the name of the county of Kent; which county is to comprehend all the country not being territories of the Indians, not already included in the several counties hereinbefore described, extending northward to the boundary line of Hudson's bay, including all the territory to the westward and southward of the said line, to the utmost extent of the country commonly called or known by the name of Canada.

And know ye, also, that our said Lieutenant-governor hath also declared and appointed, and doth hereby declare and appoint, that for the purposes of representation, the said county of Glengary, bounded as aforesaid, shall be divided into two ridings, the first riding to include the late township of Charlottenburgh, and the second riding to comprehend such part of the said county of Glengary as is not contained in the first riding, and that each of the said ridings shall send one representative; that is, the first riding shall and may be represented in the said house of assembly by one member, and the said second riding shall and may be represented in the said house of assembly by one member; and that the said county of Stormont, bounded as hereinbefore is described, shall and may be represented in the said house of assembly by one member; and that the said county of Dundas, bounded as hereinbefore is described, shall and may be represented in the said house of assembly by one member; and that the said county of Grenvill, bounded as hereinbefore is described, shall and may be represented in the said house of assembly by one member; and that the said county of Leeds and county of Frontenac, severally bounded as hereinbefore is described, shall together send one representative, that is, the said counties of Leeds and Frontenac shall and may be represented together in the said house of assembly by one member; and that the county of Ontario and the county of Addington, severally bounded as hereinbefore is described, shall together send one representative, that is, the said counties of Ontario and Addington shall and may be represented together in the said house of assembly by one member; and that the county of Prince Edward, bounded as hereinbefore is described, together with the district of the late township of Adolphus, in the county of Lenox, shall together send one representative, that is, the said county of Prince Edward, together with the said district, late the township of Adolphus, shall and may be represented together in the said house of assembly by one member; and that the county of Lenox (the said district, late the township of Adolphus, excepted), with the counties of Hastings and Northumberland, severally bounded as hereinbefore is described, shall together send one representative, that is, the said county of Lenox, except as before excepted, and the said counties of Hastings and Northumberland shall and may be represented together in the said house of assembly by one member; and that the counties of Durham and York, and the said first riding of the county of Lincoln, severally bounded as hereinbefore is described, shall together send one representative, that is, the said counties of Durham and York, and the first riding of the county of Lincoln, shall and may be represented together in the said house of assembly by one member; and that the said second riding of the said county of Lincoln, bounded as hereinbefore described, shall and may be represented in the said house of assembly by one member; and that the said third

riding of the said county of Lincoln, bounded as hereinbefore is described, shall and may be represented in the said house of assembly by one member; and that the said fourth riding of the said county of Lincoln, and the county of Norfolk, severally bounded as hereinbefore is described, shall together send one representative, that is, the said fourth riding of the said county of Lincoln and the county of Norfolk, shall and may be represented together in the said house of assembly by one member; and that the county of Suffolk and the county of Essex, severally bounded as hereinbefore is described, shall together send one representative, that is, the said counties of Suffolk and Essex, shall and may be represented together in the said house of assembly by one member; and that the said county of Kent, as hereinbefore is described, shall and may be represented in the said house of assembly by two members; of which our loving subjects and all others concerned are to take notice, and govern themselves accordingly.

In the testimony whereof, We have caused these our letters to be made patent, and the great seal of our said province of Upper Canada to be hereunto affixed. Witness our trusty and well beloved John Graves Simcoe, esquire, our lieutenant-governor of our said province of Upper Canada, and colonel commanding our forces in Upper Canada, &c., &c., at our government house in the town of Kingston, this sixteenth day of July, in the year of our Lord one thousand seven hundred and ninety-two, and in the thirty-second year of our reign.

J. G. S.

WM. JARVIS, Secretary.

APPENDIX XI

COPY OF OLD INSTRUCTIONS TO DEPUTY LAND SURVEYORS

Surveyor General's Office

Quebec, 22d February, 1791.

You are hereby directed to engage Ten chain bearers and ax men on the most reasonable terms they can be had, not exceeding one shilling and sixpence currency per day each man, with an allowance of one shilling and threepence per day to yourself and party for provisions or a ration of provisions from the King's Stores in lieu thereof, at your and their option.

And immediately proceed with all diligence to survey and mark a town plot, for a county town of the district to be called Lenox, on the west side of Niagara River, at such place and according to such plan and dimensions as the Land Board of the said district may direct; in conformity to the general rules and regulations.

And likewise to survey and mark the front lines of a row of townships, from the Eastern boundary of the District to Toronto, and to carry the side lines of each township back one mile well marked, which townships are to be designated on the Chart; the first adjoining the said Eastern boundary by the name of Murray, and the rest as they follow in proceeding westerly in the order here mentioned Viz. Cramahe, Haldimand, Hamilton, Hope, Clark, Bristol, Norwich, Edinburgh, Glasgow and Dublin.

You are to commence and proceed in the execution of this work with all diligence, accuracy and fidelity in conforming to the General Rules and Regulations in all instances not otherwise specially directed.

You are to keep journals and field books inserting therein whatever is observable for its singularity and value towards the publick utility, as water falls, minerals, quarries, the quality of the lands, timber, &c., and likewise accounting for the time spent upon each service with such minuteness and certainty as will shew the work of each day, and enable you to answer questions upon oath in respect thereto if the same shall be required, reporting all such journals and field books under your signature, to this Office after the completion of the work, together with protraction thereof both to me and the Land Board of the District in which you have been employed.

You are to pay a very strict attention to economy in the whole Service and dismiss the hands as soon as they can be spared; and as the accounts will all be subject to audit, you'll take care to finish the necessary documents and justification of every article of charge: observing nevertheless that it is not intended by any small savings to disappoint the useful ends, for which these surveys are ordered; but that a responsible discretion must be exercised in the expenditure both of the time and the means.

You are to communicate these instructions to the Land Board of Nassau, and a copy thereof is to accompany the accounts hereafter, to be rendered to obtain payment, for the services you shall have performed. Wishing you health,

I am with regard, Sir,

Your most obedt. Servant,

SAMUEL HOLLAND, S. Gen.
John Collins, D.S.G.

To Mr. Augustus Jones, D.P.S.

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